HC-KAR

NC: 2026:KHC:60156-DB
WA No. 1886 of 2026

CNR: KAHC010545082026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 29TH DAY OF OCTOBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

WRIT APPEAL NO. 1886 OF 2026 (KLR-RES)

BETWEEN:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS
REVENUE SECRETARY,
5TH FLOOR, M.S. BUILDING,
AMBEDKAR VEEDI,
BENGALURU 560 001.

2. THE DEPUTY COMMISSIONER
BENGALURU, K.G. ROAD,
BENGALURU 560 009.

3. THE TAHSILDAR,
BENGALURU NORTH TALUK,
K.R. PURAM
BENGALURU 560 036.

...APPELLANTS

(BY SRI. MITHUN.G, AAG FOR
SRI. S.H.RAGHAVENDRA, AGA FOR APPELLANTS)

Digitally signed by VASANTHA KUMARY B K
Location: HIGH COURT OF KARNATAKA

AND:

1. THE GUNJUR CLUB
A REGISTERED SOCIETY
OFFICE AT SY NO. 71 AND 72,
GUNJUR BALAGERI ROAD,
GUNJUR, BENGALURU - 560 087.
NATURE OF PETITIONER:

HC-KAR

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KARNATAKA SOCIETIES
REGISTRATION ACT, 1960
REPRESENTED BY ITS SECRETARY.
SRI. G.A. MANOHAR.

…RESPONDENT

(BY SRI. D.R.RAVISHANKAR, SENIOR COUNSEL FOR
SRI. ANIL KUMAR., ADVOCATE)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT PRAYING TO CALL FOR THE RECORDS AND ALLOW THE WRIT APPEAL AND SET ASIDE THE IMPUGNED ORDER DATED 16.07.2025 PASSED BY THE LEARNED SINGLE JUDGE OF THE HON'BLE HIGH COURT IN WRIT PETITION No.24849 OF 2023 (KLR-RES), ETC.

THIS APPEAL, COMING ON FOR PRELIMINARY HEARING, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE H.SHANTHI BHUSHAN

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE D K SINGH)

The present intra-court appeal has been filed impugning the order dated 16.07.2025 passed by the learned Single Judge in W.P. No.24849/2023.

2. The learned Single Judge remanded the matter to the Tahsildar to consider the reply submitted by the respondent-club to the demand notice dated 10.10.2023 regarding the enhanced lease amount.

3. We are of the view that, once a direction has been issued to the Tahsildar to consider the reply dated 23.11.2023 submitted by the respondent-club to the demand notice dated 10.10.2023, observations on the merits of the matter by the writ Court not required.

4. We, therefore, set aside the observations made on the merits of the matter. However, we direct the Tahsildar to consider the reply submitted by the respondent-club and, after affording it an opportunity of hearing, pass an appropriate order in accordance with law within a period of four weeks.

5. The Secretary of the respondent-club to appear before the Tahsildar concerned on 09.11.2026.

Sd/-
(D K SINGH)
JUDGE

Sd/-
(H.SHANTHI BHUSHAN)
JUDGE

RKA
List No.: 1 Sl No.: 17