HC-KAR

NC: 2026:KHC:61593
WP No. 28547 of 2026

CNR: KAHC010625882026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE E.S.INDIRESH

WRIT PETITION NO. 28547 OF 2026 (KLR-RES)

BETWEEN:

1. SHRI. CHANDRA KUDIYA @ CHANDRA GOWDA
   S/O KRISHNA GOWDA
   AGED ABOUT 55 YEARS
   R/AT DOOR NO.2-59/1
   "SAHANA NIVASA", SHETTIBETTU
   KERVASHE, KARKALA TALUK
   UDUPI DISTRICT-574 122.

...PETITIONER

(BY SRI. AKASH B. SHETTY, ADVOCATE)

AND:

Digitally signed by CHAYA S A
Location: HIGH COURT OF KARNATAKA

1. THE STATE OF KARNATAKA
   REVENUE DEPARTMENT
   M.S.BUILDING
   DR. B.R.AMBEDKAR BEEDI
   BENGALURU-560 001.
   REP. BY ITS SECRETARY.

2. THE DEPUTY COMMISSIONER
   PRAJA SOUDHA, PADIL, MANGALURU
   DAKSHINA KANNADA DISTRICT-575 007.

3. THE ASSISTANT COMMISSIONER

2ND FLOOR, MINI VIDHANA SOUDHA
HAMPANKATTA, MANGALURU
DAKSHINA KANNADA DISTRICT-575 001.

4. LAND GRANT COMMITTEE BANTWAL
REP. BY THE TAHSILDAR
B.C. ROAD, JODUMARGA
BANTWAL,
DAKSHINA KANNADA DISTRICT-574 219.

5. MR. VARUN RAI
S/O RAMESH RAI
AGED ABOUT 41 YEARS
R/AT DOOR NO.1-175
VARSHA NILAYA, PERUVAI VILLAGE
BANTWAL TALUK
D.K- DISTRICT-574 144.

…RESPONDENTS

(BY SRI. ADITYA DIWAKARA, AGA FOR R1 TO R4)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF CONTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ORDER PASSED BY RESPONDENT NO.3 ON IA NO.I, DATED 03.05.2026 IN NCR/09/2026, VIDE ANNEXURE-A AND ETC.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CNR: KAHC010625882026

CORAM: HON'BLE MR. JUSTICE E.S.INDIRESH

ORAL ORDER

1. Heard the learned counsel for the parties.

2. In this petition, the petitioner is assailing the order dated 03.05.2026, passed by respondent No.3 at Annexure-A.

3. Learned counsel appearing for the petitioner has submitted that respondent No.3 has no jurisdiction to entertain an appeal against the cancellation of the grant under Rule 108-K of the Karnataka Land Revenue Rules, 1966. In this regard, learned counsel appearing for the petitioner places reliance on the order dated 11.02.2026 passed by this Court in W.P.No.100944/2026 (Dharwad Bench).

4. Taking into consideration the submission made by learned counsel appearing for the petitioner, I am of the view that, since the matter is pending consideration before respondent No.3, and as such respondent No.3 shall take a decision in the matter in accordance with law.

5. Respondent No.3 is directed to dispose of the proceedings in NCR(1)CR 09/2026 (Annexure-'A') expeditiously within a period of four months from the date of receipt of a copy of this order.

6. It is open for the petitioner to urge all grounds available in law, including the jurisdictional aspects before respondent No.3.

7. Accordingly, the writ petition is ***disposed of***.

Sd/-
(E.S.INDIRESH)
JUDGE

VMB
List No.: 1 Sl No.: 6