HC-KAR

NC: 2026:KHC:59679
WP No. 33147 of 2026

CNR: KAHC010733102026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 33147 OF 2026 (GM-PP)

BETWEEN:

1. MOHSIN SHARIFF
   AGED ABOUT 62 YEARS,
   S/O LATE DR. A.M. SHARIFF,
   R/AT NO. 32/1/3/4/5 AND
   SY. NO. 33/2/3, MAIN ROAD,
   SONNAPPANAHALLI VILLAGE,
   JALA HOBALI, BANGALORE NORTH,
   BANGALORE - 560057.

...PETITIONER

(BY SRI. ANGADI SOMASHEKAR CHANNABASAPPA.,ADVOCATE)

AND:

1. UNION OF INDIA
   MINISTRY OF DEFENSE,
   REPRESENTED BY ITS SECRETARY,
   NEW DELHI 110001

2. AIR OFFICER COMMANDING,
   AOC, AF STATION YELAHANKA,
   BANGALORE 500042

3. DEFENSE ESTATE OFFICER,
   KARNATAKA CIRCLE,
   KAMARAJA ROAD,
   BANGALORE - 500042

...RESPONDENTS

(BY SRI. AJAY PRABHU M, ASG)

THIS WP IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASHING ANNX-E DATED 15.10.2026 SHOW CAUSE NOTICE ISSUED BY THE R2.

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

CORAM: HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

The present petition is filed seeking for the following reliefs:

> *"a) To issue a writ of Certiorarai by quashing Annexure-E dated 15-10-2026 show cause notice issued by the Second Respondent.*
>
> *b) To issue writ of Mandamus directing the Respondents not to disturb the possession of the Petitioner's land.*
>
> *c) To pass any other order/orders deems fit under the fact and circumstances of the case in the interest of justice and equity. "*

2. The learned counsel for the petitioner submits that consequent to the show cause notice 15.10.2026 (Annexure-E to the writ petition), the petitioner has appeared on 27.10.2026 before the third respondent - Defense Estate Officer. Learned counsel for the petitioner submits that although the petitioner was required to respond to the show cause notice on or before

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22.10.2026 and appear before the third respondent on 27.10.2026, due to unforeseen circumstances, he was unable to give his response.

3. The learned counsel for the respondents submit that the petitioner has given a preliminary reply to the show cause notice and has asked for further time to file a detailed statement of objections. It is further submitted that the petitioner has entered appearance before respondent No.3 on 27.10.2026.

4. Learned counsel for the petitioner submits that no further date of hearing has been granted by respondent No.3.

5. In view of the aforementioned factual matrix, the petitioner shall file his response to the impugned show cause notice dated 15.10.2026 on or before the next date of hearing before respondent No.3. The next date of hearing before respondent No.3 is fixed as 12.11.2026 at 10:00 a.m.

6. The writ petition is disposed of with the aforementioned terms.

7. All contentions on the merits of the matter are kept open.

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MONNAPPA POONACHA

8. Pending IAs., if any, stand disposed of.

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(C.M. POONACHA)
JUDGE

Vmb
List No.: 1 Sl No.: 22