HC-KAR

NC: 2026:KHC:61589
WP No. 37181 of 2025

CNR: KAHC010800342025

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. 37181 OF 2025 (KLR-RES)

BETWEEN:

1. K N KUMAR
   S/O THIMMEGOWDA @ NATHEGOWDA,
   AGED ABOUT 56 YEARS,
   ARE R/AT KIRAGANDURU VILLAGE,
   DUDDA HOBLI,
   MANDYA TQ AND DISTRICT-571401.

2. K.N.KENCHEGOWDA
   S/O THIMMEGOWDA,
   AGED ABOUT 60 YEARS,
   ARE R/AT KIRAGANDURU VILLAGE,
   DUDDA HOBLI,
   MANDYA TQ AND DISTRICT-571401.

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

...PETITIONERS

(BY SRI. SREENIVASAN M Y., ADVOCATE)

AND:

1. STATE OF KARNATAKA
   R/P BY ITS CHIEF SECRETARY,
   REVENUE DEPARTMENT, M.S.BUILDING
   BANGALORE-560001.

2. THE ASSISTANT COMMISSIONER,
MANDYA SUB-DIVISION,
MANDYA-571501.

3. THE DEPUTY COMMISSIONER
MANDYA DISTRICT-571401.

4. THE TAHASILDHAR,
MANDYA TALUK,
MANDYA DISTRICT-571401.

5. K.P.SIDDARAJU
S/O BOREGOWDA, AGED ABOUT 58 YEARS,
R/AT KIRAGANDURU VILLAGE, DUDDA HOBLI,
MANDYA TQ AND DISTRICT-571401

…RESPONDENTS

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

SRI. R. SWAROOP ANAND, ADV., FOR R5)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI OR SUCH OTHER APPROPRIATE WRIT OR ORDER QUASHING THE ORDER DATED 11.11.2025 PASSED BY THE RESPONDENT NO-3 IN R.P.297/2024 VIDE ANNEXURE-H AND THE ORDER OF THE RESPONDENT NO-2 PASSED IN R.MISC 114/2020 DATED 03.09.2024 VIDE ANNEXURE-G TO THE WRIT PETITION AND ETC.

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

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

ORAL ORDER

1. In this writ petition, the petitioners are assailing the order dated 11.11.2025 (Annexure-'H') passed by respondent No.3 and the order dated 03.09.2024 (Annexure-'G') passed by respondent No.2, *inter alia* sought for allowing the writ petition.

2. Having heard the learned counsel appearing for the parties and taking into consideration the reasons assigned by the respondent - Authorities wherein, both the Authorities, after considering the registered sale deeds dated 28.01.1959 and the 29.06.1964, have arrived at a just conclusion that the petitioners herein are claiming excess of land on the basis of the partition deed.

3. In that view of the matter, as the civil suit in O.S.No.985/2022 is pending consideration before the II Additional Civil Judge and JMFC, Mandya, it is open for the petitioners to establish their rights over the property in a

manner known to law and thereafter, approach the Revenue Authorities for change of entries, if need arises.

4. Accordingly, I am of view that no interference is called for in this petition. Hence, the writ petition is ***dismissed***.

SD/-
(E.S.INDIRESH)
JUDGE

VMB
List No.: 1 Sl No.: 17