



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 7TH DAY OF JUNE, 2024

BEFORE

THE HON'BLE MR JUSTICE SURAJ GOVINDARAJ

WRIT PETITION NO. 20228 OF 2023 (SCST)

BETWEEN:

SRI. ARUN KUMAR,
S/O LATE A. NAGARAJU,
AGED ABOUT 37 YEARS,
R/OF CHIKKAJALA VILLAGE,
JALA HOBLI,
YELAHANKA TALUK,
BENGALURU RURAL DISTRICT.

...PETITIONER

(BY SRI. NAGARAJU M., ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER,
BENGALURU URBAN DISTRICT,
BENGALURU-560 001.
2. THE ASSISTANT COMMISSIONER,
BENGALURU NORTH SUB-DIVISION,
KANDAYA BHAVAN,
K G ROAD, BENGALURU-560 001.
3. NAGAVARMA,
S/O LATE PANDYA RAJA BALLAL,
MAJOR,
R/O MUDABIDARE VILLAGE,
D.K.DISTRICT.
4. SHASHI SHEKAR
S/O LATE MELIAIAH,





R/O.NO.285, OUT HOUSE,
8TH MAIN ROAD,
RPC LAYOUT, PIPELINE ROAD,
BENGALURU-560 040

5. M/S BRINDAVAN REAL ESTATE PVT LTD.,
NO.188/32,
BHASHYAM CIRCLE,
SADASHIVNAGAR,
BENGALURU-560 080,
REP BY ITS DIRECTOR,
S. NANDAGOPAL REDDY,
MAJOR,
6. S. NANDAGOPALA REDDY,
S/O KODANDA RAMA REDDY,
MAJOR, R/O NO.288/32,
BHASHYAM CIRCLE,
SADASHIVANAGAR,
BENGALURU-560 080
7. HANUMAKKA,
W/O LATE NARAYANASWAMY,
AGED ABOUT 75 YEARS,
R/OF CHIKKAJALA VILLAGE,
JALA HOBLI,
BENGALURU NORTH TALUK,
BENGALURU.
8. K.V. PRAKASH
S/O LATE K. VENKATASHIVAREDDY,
MAJOR, R/O DHANANJAYA BUILDING,
RAMAKRISHNA TENT HOUSE,
SUNKADAKATTE,
MAGADI MAIN ROAD,
BENGALURU.
9. K.G. CHINTHA
D/O LATE K.E. GOPALAN,



MAJOR, R/O NO.218/6,
1ST MAIN, BEHIND APEX BANK,
WEST OF CHORD ROAD,
2ND STAGE, BENGALURU-560 086

10. PADMA,
W/O P.H. NAGARAJA SHETTY,
AGED ABOUT 56 YEARS,
R/OF VIJAYA TAILOR BUILDING,
SANESHWARA TEMPLE STREET,
NO.840/2, J.C. NAGAR,
MAHALAKSHMIPURAM,
BENGALURU-560 086.
11. K. RAM BHUPAL REDDY
S/O LATE K THIMMA REDDY,
AGED ABOUT 36 YEARS,
R/OF NO.40,
SRI KRISHNA NILAYA,
FLAT NO.10311,
SLV SUHAS CELESTIA,
ABBIGERE, BENGALURU-560 090
12. H. KAISAR BASHA
S/O YUNUS BASHA,
AGED ABOUT 38 YEARS,
ROF NO.65/B, (1021),
10TH CROSS, KUPPASWAMY LAYOUT,
BEHIND BACK GATE OF HKBK COLLEGE OF
ENGINEERING,
NAGAVARA,
ARABIC COLLEGE POST,
BENGALURU-560 045.
13. NOOR ABIDA,
W/O H. KAISAR BASHA,
AGED ABOUT 31 YEARS,
R/OF NO.65/B, (1021),



10TH CROSS,
KUPPASWAMY LAYOUT,
BEHIND BACK GATE OF HKBK COLLEGE OF
ENGINEERING,
NAGAVARA,
ARABIC COLLEGE POST,
BENGALURU-560 045.

14. PRASHANTH K M
S/O MADAPPA K A,
AGED ABOUT 37 YEARS,
R/O NO.20, 4TH BLOCK,
DODDABOMMASANDRA,
VIDYARANYAPURA POST,
BENGALURU-560 097.
15. SHASHIDHAR
S/O A. SHIVASHANKAR,
AGED ABOUT 43 YEARS,
R/OF NO.21, 1ST A MAIN,
5TH BLOCK, 3RD PHASE,
BSK 3RD STAGE,
BENGALURU-560 085.
16. USHA H G.,
W/O H.S. MANJUNATH,
AGED ABOUT 37 YEARS,
R/OF NO.9,. 10TH CROSS,
PIPELINE ROAD,
MALLESHWARAM,
BENGALURU-560 003.
17. SIDDA RAMU S
S/O SIDDAIAH,
AGED ABOUT 37 YEARS,
R/OF NO.276, 2ND STAGE,
2ND PHASE, WEST OF CHORD ROAD,
BENGALURU-560 086



18. MALA,
W/O CHANDRASHEKAR,
AGED ABOUT 67 YEARS,
2ND MAIN, 6TH CROSS,
SRI. M.V. LAYOUT,
THINDLU, BENGALURU 560 097.
19. K.T. VENKATALAKSHMI,
W/O P. CHANDRASHEKAR,
AGED ABOUT 51 YEARS,
R/OF NO.98/2,
DATHATHREYA TEMPLE ROAD,
HOSKEREHALLI,
BSK 3RD STAGE,
BENGALURU-560 085

...RESPONDENTS

(BY SRI. P. KARUNAKAR, ADVOCATE FOR C/R5;
SRI. PRASANNA B.R., ADVOCATE FOR R9;
SMT. SAVITHRAMMA, AGA FOR R1 AND R2)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO i) QUASH THE IMPUGNED ORDER PASSED BY THE R2 AND R1 IN PROCEEDINGS BEARING NO. K.SC.ST.66/2004-05 DATED. 06/03/2006 AND NO. SC ST (A) 16/2006-2007 DATED. 12/06/2023 VIDE ANNEXURE -E AND F AND ETC.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

1. The petitioner is before this Court seeking for the following reliefs:

i) issue a writ in the nature of certiorari to quash the impugned orders passed by the 2nd and 1st respondent in proceedings bearing No.K.SC.ST.66/2004-05 dt:6.3.2006 and No.SC ST(A) 16/2006-2007dt:12.06.2023 vide Annexures-E and F;



- ii) issue a writ in the nature of mandamus directing the 2nd respondent to resume and restore the land in favour of the petitioner by declaring all the sale transactions concerning the schedule land as null and void and for restoration of the schedule land free from all encumbrances in favour of the petitioner herein;*
- iii) issue such other writ, order or directions as deems fit in the circumstances of the case and allow the above writ petition with costs, in the interest of justice and equity.*

2. None appears for the petitioner.

3. Despite eight opportunities having been granted to the petitioner to comply with the office objections, the same has not been complied with. It appears that the petitioner is not interested in prosecuting the matter. Hence, the petition stands dismissed for non-prosecution.

Sd/-
JUDGE

KBM
List No.: 1 SI No.: 7