HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU-

DATED THIS THE 24TH DAY OF MARCH, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

THE HON'BLE MS. JUSTICE TARA VITASTA GANJU

MISCELLANEOUS FIRST APPEAL NO. 1827 OF 2023 (LAC)

BETWEEN:

SMT. MANJULA
D/O LATE LAKSHMAIAH
AGED ABOUT 39 YEARS
R/AT VEERABHADRANAPALYA VILLAGE,
VEERABHADRANAPALYA TOWN,
DODDABALLAPURA- 561203.

...APPELLANT

(BY SRI. CHETHAN.S.P., ADVOCATE FOR
SRI. NISHANTH A V., ADVOCATE)

AND:

Digitally signed by JAI JYOTHI J
Location:HIGH COURT OF KARNTAKA

1. THE ADDITIONAL LAND ACQUISITION OFFICE,
BANGALORE DEVELOPMENT AUTHORITY
KUMARA PARK WEST,
T CHOWDAIAH ROAD,
BENGALURU- - 560020

2. SRI Y G RAMKUMAR
S/O SRI Y N GANGADHARA SHETTY,
AGED MAJOR,
R/AT NO 688/689, 12TH CROSS,
JAYANAGAR, 7TH BLOCK,

BANGALORE- 560082

3. SRI GIRIDHAR G YADALAMMA
S/O SRI Y N GANGADHARA SHETTY,
AGED MAJOR,
R/AT NO 49, 40TH CROSS,
JAYANAGAR, 8TH BLOCK,
BANGALORE- 560082

4. SRI Y G VIJAYAKUMAR
S/O SRI Y N GANGADHARA SHETTY,
AGED MAJOR,
R/AT NO 744, 13TH CROSS,
JAYANAGAR, 7TH BLOCK,
BANGALORE- 560082

5. SRI Y G KASHINATH
S/O SRI Y N GANGADHARA SHETTY,
AGED MAJOR,
R/AT NO 49, 40TH CROSS,
JAYANAGAR 8TH BLOCK,
BANGALORE- 560082

6. Y A SUBRAMANYA
S/O LATE SRI Y S ADINARAYANA SHETTY,
AGED MAJOR,
R/AT NO.694/695, 12TH CROSS,
JAYANAGAR 7TH BLOCK,
BANGALORE- 560082

7. SRI Y G DWARAKANATH
FATHERS NAME NOT KNOWN
AGED MAJOR,
R/AT NO.746, 13TH CROSS,
WEST KANAKAPURA ROAD,

JAYANAGAR, 7TH BLOCK,
BANGALORE- 560082

SMT HHANUMAKKA
W/O LATE LINGAIAH,
SINCE DEAD BY HER LRS

8. SMT GIRIYAMMA
W/O LATE ANJINAPPA M S
AGED MAJOR

9. SRI MANJUNATHA M A
S/O LATE ANJINAPPA M S
AGED MAJOR

10. SMT. KALAVATHI M A
S/O LATE ANJINAPPA M S
AGED MAJOR

11. SRI. SANJEEVARAJU
S/O LATE ANJINAPPA M S
AGED MAJOR

12. SRI. NAGAHANUMAIAH M A
S/O LATE ANJINAPPA M S
AGED MAJOR

SL.NO.8 TO 12 ARE R/AT
MOTAGONDANAHALLI VILLAGE,
MAGADI TALUK,
RAMANAGARA DISTRICT- 572129

SRI. CHIKKA NAGAPPA
@ CHIKKALINGAIAH
S/O LINGAIAH

SINCE DEAD BY HIS LRS

13. SRI. BYLAPPA
S/O MUNIYAPPA @ MUNIVENKATAPPA
AGED MAJOR

14. SMT. NAGARATHANA
D/O MUNIYAPPA @ MUNIVENKATAPPA
AGED MAJOR

15. SRI. SIDDAPPA
S/O CHIKKANGAIAH @ CHIKKA LINGAIAH
AGED MAJOR,

16. SMT. LAKSHMI
W/O LATE RAMAIAH
AGED MAJOR

17. SRI. NAVEEN KUMAR
S/O LATE RAMAIAH
AGED MAJOR

18. SRI. ANANTHKUMAR
S/O LATE RAMAIAH
AGED MAJOR

19. SMT. PADMA
W/O MALLAIAH
D/O CHIKKANAGAIAH
@ CHIKKA LINGAIAH
AGED MAJOR

20. SRI NAGARAJ
S/O CHIKKANAGAIAH
@ CHIKKA LINGAIAH

AGED MAJOR

SL.NO.13 TO 20 ARE
R/AT NO. 13, Ist CROSS,
JANATHA COLONY,
MARIYAPPANAPALYA,
GANGABHARATHI POST,
BENGALURU- - 560056.

SRI SIDDAARAMAPPA
S/O LATE SRI POOJARAPPA,
SINCE DEAD BY HIS LRS

21. SMT THIMMAKKA
W/O SIDDAARAMAPPA
@ SIDDAMARAPPA
AGED MAJOR,
NO 90, 2ND MAIN ROAD,
NEAR MARAMMA TEMPLE,
HALAGEWADERAHALLI, R R NAGAR,
BENGALURU- - 560098

22. SRI SIDDARAJU S
S/O LATE SIDDAARAMAPPA
@ SIDDAMARAPPA
AGED MAJOR,
NO 90, 2ND MAIN ROAD NEAR
MARAMMA TEMPLE, HALAGEWADERAHALLI
R R NAGAR, BENGALURU- - 560098

23. SMT SHIVAMMA
W/O MUTTURAJU,
AGED MAJOR,
NO 51/ 90, NEAR MARAMMA TEMPLE
HALAGEWADERAHALLI R R NAGAR,

BENGALURU- - 560098

24. SRI S NARAYANA
S/O LATE SIDDAARAMAPPA
@ SIDDAMARAPPA
AGED MAJOR,
NO.90, 1ST MAIN ROAD, 2ND MAIN ROAD
NEAR MARAMMA TEMPLE,
HALAGEWADERAHALLI, R R NAGAR,
BENGALURU- 560098

25. SRI RAMU S
S/O LATE SIDDAARAMAPPA
@ SIDDAMARAPPA
AGED MAJOR,
NO 90, 2ND MAIN ROAD
NEAR MARAMMA TEMPLE
HALAGEWADERAHALLI R R NAGAR,
BENGALURU- 560098

26. SMT JYOTHI
W/O RAMESH H,
AGED MAJOR,
NO 165, KENGERI MAIN ROAD,
NEAR DODDALADAMARA ROAD,
CHUNCHANAKUPPE,
BENGALURU- 562130

27. LATHA S
W/O HANUMANTHARAJU,
AGED MAJOR,
R/AT NEAR ANJANEYA TEMPLE,
VADDARAHALLI KADABAGERE,
BENGALURU NORTH,
BENGALURU- 561130

28. VEENASHREE S
S/O LATE SIDDAARAMAPPA
@ SIDDAMARAPPA
AGED MAJOR,
R/AT NO. 90, NEAR MARAMMA TEMPLE
R R NAGAR, HALAGEWADERAHALLI,
BENGALURU- 560098

SRI. SIDDHA ARASAPPA,
S/O LATE SRI. POOJARAPPA,
SINCE DECEASED BY HIS LR'S

29. DEVARAJU S
S/O LATE SIDDAARAMAPPA
AGED MAJOR,

30. SMT BHAGYAMMA
W/O SRI NARAYANAPPA
D/O LATE SI SIDDA ARASAPPA
AGED MAJOR

31. SIDDESHKUMAR S
S/O LATE SIDDA ARSAPPA
AGED MAJOR,

SL.NO. 29 TO 31 ARE R/AT NO.47
1ST CROSS, MARAMMA TEMPLE ROAD
HALAGEVADERAHALLI, R R NAGAR
BENGALURU- 560009

32. CHIKKAMUNIYAPPA
S/O LATE ELLAPPA
AGED MAJOR
RA/T RAMASANDRA VILLAGE
KENGERI HOBLI

BANGALORE SOUTH TALUK- 560060

33. SRI MUNIELLAIAH
S/O LATE ELLAPPA
AGED MAJOR
RA/T RAMASANDRA VILLAGE
KENGERI HOBLI
BANGALORE SOUTH TALUK- 560060

34. SRI M RAJU
S/O LATE MALLAIAH
AGED MAJOR
R/AT RAMASANDRA VILLAGE
KENGERI HOBLI
BANGALORE SOUTH TALUK- 560060

SMT. ALAMELAMMA ALIAS ALAMELU
W/O CHOWDAPPA
SINCE DECEASED BY HER LRS

35. SRI VENTKAMMA
D/O LATE SMT ALAMELAMMA
AGED MAJOR

36. NARAYANA
S/O LATE SRI VENKATRAMANAPAP
AGED MAJOR

37. SMT VENKATALAKSHMI
S/O LATE SRI VENKATRAMANAPPA
AGED MAJOR

38. SRI ADISESHA
S/O LATE SRI VENKATRAMANAPAP
AGED MAJOR

39. SRI MANJUNATHA
S/O LATE SRI VENKATESHAPPA
AGED MAJOR

40. SMT VARALAKSHMI
D/O LATE SRI VENKATESHAPPA
AGED MAJOR

41. SMT YASHODA
D/O LATE SRI VENKATESHAPPA
AGED MAJOR

SL.NO.35 TO 41 ARE R/A
NO.20, MARIAYAPPANA PALYA,
JNANA BHARATHI POST,
BENGALURU- 560056

42. B V SHIVASWAMY
FATHERS NAME NOT KNOWN
AGED MAJOR
NO.312, 3RD BLOCK
RAJAJINAGAR
BENGALURU- 560010

43. KANTHAMMA
W/O SHAMACHARI
AGED MAJOR
R/A SULIKERE VILLAGE
BENGALURU SOUTH TALUK-560060

44. SRI M JAGADISH
S/O SRI G MALLAPPA
AGED MAJOR
R/A NO.616, 2ND MAIN
KENGERI SATELITE TOWN

BANGALORE-560060

45. SRI B SUBHASH CHANDRA KINI
S/O LATE SRI B SHANTHARAM KINI
AGED MAJOR
R/A NO.204, IST FLOOR
MAHAVEER WILLOW ANNEX
APARTMENT, K S TOWN
BANGALORE-560060

46. SRI VENKATESH KAMATH
S/O SRI KAMALAKSHA KAMATH
AGED MAJOR
R/A NO.160, IST MAIN
IST CROSS, K K LAYOUT
NAGARBHAVI
BANGALORE-560072

47. SMT YELLAMMA
D/O LATE NIGELLAPPA
AGED MAJOR
R/A NO.257, MARAMMA TEMPLE
HALAGEVADERAHALLI
R R NAGAR
BANGALORE-98

48. SHARADHAMMA
D/O LATE NINGELLAPPA
AGED MAJOR
R/A NO.1150, ULLALU
ULLALU UPANAGARA
BANGALORE-56

49. SAKAMMA
D/O LATE NINGELLAPPA

AGED MAJOR
R/A NO.1150, ULLALU
ULLALU UPANAGARA
BANGALORE-56

50. H R GANGAMMA
W/O LATE RAJANNA
AGED MAJOR,
R/AT NO. 109, NEAR VAJRESHWARI
THEATER, UPANGARA, ULLALU UPANAGARA,
BANGALORE- 56

51. ANJINAPPA
S/O LATE NINGELLAPPA
AGED MAJOR,
R/AT NO. 58, ULLALU UPANAGARA,
BANGALORE- 56

52. HHANUMAKKA
W/O YALLAPPA
AGED MAJOR,
R/AT NO. 96, 3rd CROSS,
HALAGEVADERAHALLI
BENGALURU SOUTH
RAJARAJESHWARI NAGAR
BANGALORE- 560 098

53. SMT. RATHNAMMA
D/O YEALLAPPA
AGED MAJOR,
R/AT NO. 96, HALAGEVADERAHALLI,
R R NAGAR, NEAR MARAMMA TEMPLE,
RAJARAJESHWARI NAGAR,
BANGALORE- 560 098

54. SMT. YALAMMA
D/O YALLAPPA
AGED MAJOR,
NEAR GOVT SCHOOL
BASVESHWARA NAGAR,
KITHANA HALLI,
BANGALORE NORTH- 562 130

55. SMT. GOWRAMMA
D/O YALLAPPA
AGED MAJOR,
R/AT 27, GOOD WILL ENGLISH SCHOOL,
HAGGANAHALLI, PEENYA 2nd STAGE,
BANGALORE NORTH,
BANGALORE- 560058

56. SMT. PADMA
D/O YALLAPPA
AGED MAJOR,
R/AT NO. 96, 3rd CROSS,
MALAGEVADERAHALLI
R R NAGAR, BENGALURU SOUTH,
BENGALURU- 560 098

…RESPONDENTS

(BY SMT. DEEPTI A., ADVOCATE FOR R1;
SRI. BALARAJ.M.V., ADVOCATE FOR R8- R12;
NOTICE TO R2-7 AND R13-56 D/W V.O.D 2/9/24)

THIS MFA IS FILED U/S.54(1) OF LAND ACQUISITION ACT, AGAINST THE JUDGMENT AND AWARD DT.29.10.2022 PASSED IN LAC NO.153/2003 ON THE FILE OF THE II ADDITIONAL CITY CIVIL AND SESSIONS JUDGE BENGALURU- , (CCH NO.17), PARTLY ALLOWING THE REFERENCE PETITION U/S.30 AND 31(2) OF THE LAND ACQUISITION ACT.

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

CORAM: HON'BLE MRS. JUSTICE ANU SIVARAMAN
and
HON'BLE MS. JUSTICE TARA VITASTA GANJU

ORAL JUDGMENT

(PER: HON'BLE MRS. JUSTICE ANU SIVARAMAN)

Heard the learned for the appellant as well as learned counsel for the respondent.

2. It is submitted by the learned counsel for the appellant that relevant portion of the order dated 29.10.2022 in LAC 153/2003 reads as follows:

> *"The reference made by the respondent under Section 30 and 31(2) of the Land Acquisition Act, 1894 is hereby partly allowed.*
>
> *LRs of Hanumakka - claimant No.7 are entitled for 38 guntas. Legal heirs of Hanumakka have to establish their right in the appropriate suit. Compensation payable to the LRs of Hanumakka will be after determination of their right by the competent Civil Court.*
>
> *LRs of claimant No.14 are together entitled for compensation to an extent of 38 guntas."*

It is submitted that the legal representatives of Hanumakka have already filed O.S.No.568/2025 before the IV Additional Senior Civil Judge, Bengaluru Rural. The plaint is also produced along with memo filed by the appellant on 18.03.2026 seeking withdrawal of the appeal.

3. Learned counsel for the respondent submits that the petition filed by respondent No.8 herein has been disposed of by judgment dated 19.09.2024 directing the name of Hanumakka to be restored in the RTC subject to outcome of this MFA. It is submitted that since the appellant is seeking to withdraw this MFA, the entry of the name of Hanumakka in the RTC should be made subject to the result of O.S.No.568/2025 pending before the IV Additional Senior Civil Judge, Bengaluru Rural.

4. In view of the submissions made by the parties, the memo for withdrawal of this appeal is taken on record.

5. The appeal is permitted to be withdrawn subject to the condition that the recording of the name of

Hanumakka in the RTC will be subject to result of O.S.No.568/2025.

6. All contentions of the parties are left open to be decided by the competent civil Court.

In view of disposal of the appeal, all pending applications also stand disposed of.

Sd/-
(ANU SIVARAMAN)
JUDGE

Sd/-
(TARA VITASTA GANJU)
JUDGE

SS
List No.: 3 Sl No.: 1