IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF AUGUST, 2023

BEFORE

THE HON'BLE MR JUSTICE S SUNIL DUTT YADAV

WRIT PETITION NO. 17273 OF 2023 (KLR-REG)

BETWEEN:

1. SRI. NAGARAJU. P
   S/O HUCHA BASAVAIAH
   AGED ABOUT 62 YEARS,
   R/A PURUSANAHALLI VILLAGE,
   MADHURE HOBLI
   DODDABALLAPURA TALUK
   BANGALORE RURAL DISTRICT-561 204

... PETITIONER

(BY SRI. YOGESH V. KOTEMATH, ADVOCATE)

AND:

1. STATE OF KARNATAKA
   REPRESENTED BY ITS
   PRINCIPAL SECRETARY,
   REVENUE DEPARTMENT,
   M S BUILDING
   BENGALURU-560 001

2. THE DEPUTY COMMISSIONER
   BANGALORE RURAL DISTRICT
   VISHWESHWARAYA TOWERS,
   BENGALURU-560 001

3. THE TAHSILDHAR
   DODDABALLAPURA TALUK
   DODDABALLAPURA-561 203

Digitally signed by VIJAYA P
Location: HIGH COURT OF KARNATAKA

4. THE LAND GRANT COMMITTEE FOR
GRANTS OF LANDS TO UNAUTHORIZED
OCCUPANTS OF GOVERNMENT LANDS
DODDABALLAPURA
BANGALORE RURAL DISTRICT-561 203
BY ITS CHAIRMAN

… RESPONDENTS

(BY SRI. C.N. MAHADESHWARAN, AGA)

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THIS W.P. IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE RESPONDENT AUTHORITIES TO CONSIDER AND DISPOSE OF THE APPLICATION DTD 16.2.2019 VIDE ANNEXURES-A AND B FILED BY THE PETITIONER FOR REGULARIZATION OF THE UNAUTHORIZED OCCUPATION OF THE LAND BEARING SY.NO.20/1 MEASURING TO AN EXTENT OF 3 ACRES 14 GUNTAS SITUATED AT PURUSHANAHALLI VILLAGE, MADHURE HOBLI, DODDABALLAPURA TALUK, BANGALORE RURAL DISTRICT AND ETC.

THIS W.P. COMING ON FOR PRELIMINARY HEARING, THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

Learned Additional Government Advocate accepts notice for respondents.

Petitioner has sought for issuance of writ of mandamus to direct the respondents to consider and dispose off the application dated 16.02.2019 filed by the petitioner seeking for regularisation of unauthorised occupation of land bearing Sy. No. 20/1 measuring to an extent of 3 acres 14 guntas situated at Purushanahalli Village, Madhure Hobli, Doddaballapur Taluk, Bangalore Rural District.

2. Petitioner submits that the application filed by him has been received and the acknowledgment evidencing the same is at Annexure-A, which would indicate that the petitioner made an application on 16.02.2019. Petitioner further submits that the representation made by him has not been considered till date and accordingly, he has sought for disposal of the application at Annexure-B which contains necessary details.

3. Noticed the order passed by a co-ordinate Bench of this Court in W.P.No. 13781/2023 and connected

matters. The relevant observations made in W.P.No.13781/2023 at paragraph No.3(i) to 3(iii) reads as hereunder:

> *"i. The Principal Secretary, Revenue Department is directed to take necessary steps to have the necessary Committees constituted in the State on or before 15.12.2023 for considering the applications filed for regularization of unauthorised occupation and cultivation.*
> *ii. The Committees to be so formed are directed to consider the applications filed by the petitioners herein within a period of six months from the date of their constitution and pass appropriate orders.*
>
> *iii. The writ petitions are accordingly, allowed."*

4. In light of the same, present petition is also required to be disposed off. If the Committee is constituted in terms of the direction (i) extracted above, Form-57 filed by the petitioner is to be disposed off in terms of the direction (ii) extracted above. Needless to state that respondents are entitled to take note of all records and circulars etc. while considering the claim and

the direction is limited only to consideration and consideration would be obviously in terms of law.

5. Petition is ***disposed off*** in terms of the above.

Sd/-
JUDGE

VP