



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 8TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

WRIT PETITION NO.201238 OF 2022 (KLR-RES)

BETWEEN:

SARDAR MANOHAR SINGH
SINCE DECEASED THROUGH LR'S.

- a) SMT. GIAN KOUR
W/O LATE SARDAR MANOHAR SINGH,
AGED ABOUT 75 YEARS,
OCC: HOUSEHOLD,
R/O H.NO.6-7-95, NEAR BASAWA MANTAP,
CHITTA KHANA, MAIN ROAD, BIDAR.
- b) PRABHMEET KAUR,
D/O AMARJIT SINGH,
AGED ABOUT 30 YEARS,
R/O H.NO.02, BELA CHOWK,
RANJIT AVENUE,
RUPNAGAR, ROPAR,
PANJAB-140001.
- c) NECHAL KAUR,
D/O AMARJIT SINGH,
AGED ABOUT 28 YEARS,
R/O H.NO.02, BELA CHOWK,
RANJIT AVENUE,
RUPNAGAR, ROPAR,
PANJAB-140001.





d) SIDRAMAYYA S/O SHIVGEPPA SWAMY,
AGED ABOUT 51 YEARS,
OCC: AGRICULTURE,
R/O H.NO.8-11-179,
RAGHAVENDRA COLONY,
OPP. GESCOM OFFICE,
BIDAR-585401.

e) UPAYPRATAPSINGH
S/O LATE BRIJPALSING THAKUAR,
AGED ABOUT 65 YEARS,
OCC: BUSINESS,
R/O 19-4-136 SHAHEED BHAGAT SINGH ROAD,
BEHIND RURAL POLICE STATION, NAUBAD,
BIDAR-585402.

...PETITIONER

(BY SRI. RAVI B. PATIL, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
THROUGH SECRETARY TO GOVERNMENT,
DEPARTMENT OF REVENUE,
M.S BUILDING, BENGALURU-560 001.
2. THE DEPUTY COMMISSIONER, BIDAR,
D.C OFFICE, BIDAR-585 401.
3. THE TAHSILDAR, BIDAR,
TAHASIL OFFICE, BIDAR-585401.
4. THE DISTRICT MINORITY WELFARE OFFICER,
BIDAR-585 401.
5. THE DISTRICT BACKWARD CLASS
WELFARE OFFICER,
BCM OFFICE, BIDAR-585401.
6. THE EXECUTIVE OFFICER,
GESCOM DIVISION, BIDAR-585401.



7. THE ASSISTANT DIRECTOR,
DEPARTMENT OF KANNADA CULTURE,
BIDAR DISTRICT, BIDAR-585 401.
8. THE DEPUTY DIRECTOR,
DEPARTMENT OF SOCIAL WELFARE,
BIDAR DISTRICT, BIDAR-585401.
9. THE MANAGING DIRECTOR,
KARNATAKA TANDA DEVELOPMENT
CORPORATION LIMITED,
NO.6, GPR TOWER, 1ST AND 2ND FLOOR,
PARK ROAD, TASKAR TOWN,
SHIVAJI NAGAR, BENGALURU.
10. THE PRESIDENT
KARNATAKA SHEEP AND WOOL
DEVELOPMENT CORPORATION LIMITED,
KURI BHAVAN, VETERNINARY COLLEGE CAMPUS,
GANGA NAGAR, HEBBAL,
BENGALURU-560024.
11. THE ASSISTANT DIRECTOR OF LAND RECORDS,
ADLR OFFICE, BIDAR-585 401.
12. AMRESH S/O PANDARINATH DOIJODE,
AGE : 72 YEARS, OCC : AGRICULTURE,
R/O H.NO.7-2-161, RANGREZ GALLI, BIDAR.

...RESPONDENTS

(BY SRI. SHESHADRI JAISHANKAR M, AGA FOR R1 TO R8 & R11;

SRI. GANESH S.KALBURGI, ADVOCATE FOR R12;
V/O DATED 10.09.2024 NOTICE TO R9 IS DISPENSED;
R-10 IS SERVED)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 OF
THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A) A WRIT



OF CERTIORARI ANY OTHER WRIT OR DIRECTION TO QUASH THE IMPUGNED ORDER DATED 27.02.2007 PASSED BY THE 2ND RESPONDENT AUTHORITY IN FILE NO. RVN/CR-102-01-02 AS AT ANNEXURE-G AS ILLEGAL, ARBITRARY AND CONTRARY TO LAW, B) A WRIT OF CERTIORARI ANY OTHER WRIT OR DIRECTION TO QUASH THE ORDER OF ALLOTMENTS IN FILE NO.REV/LND/CR-233/2014-15, DATED 23.03.2015 IN FAVOUR OF RESPONDENT NO.8, IN FILE NO. LND/CR-230/2014-15 DATED 22.03.2016 IN FAVOUR OF 9TH RESPONDENT, IN FILE NO.REV/LND/CR-457/22014-15, DATED 03.06.2016 IN FAVOUR OF RESPONDENT NO.4 AND IN FILE NO. REV/LND/CR-06/2016-17 DATED 29.07.2016 IN FAVOUR OF RESPONDENT NO.5 AS AT ANNEXURE- M, M1, M2 AND M3 AS ILLEGAL, ARBITRARY AND CONTRARY TO LAW, C) A WRIT OF CERTIORARI ANY OTHER WRIT OR DIRECTION TO QUASH THE IMPUGNED ORDER IN FILE NO. REV/LND/CR-324/2016-17 DATED 28.06.2017 IN FAVOUR OF 7TH RESPONDENT, FILE NO.REV/LND/CR-139/2016-17 DATED 02.08.2017 IN FAVOUR OF 8TH RESPONDENT AND IN FILE NO. REV/LND/CR-8/2017-18 DATED 02.08.2017 IN FAVOUR OF 6TH RESPONDENT AS AT ANNEXURE-O, O1 AND O2 AS ILLEGAL, ARBITRARY AND CONTRARY TO LAW, IN THE INTEREST OF JUSTICE AND EQUITY. D) ISSUE A WRIT OF MANDAMUS DIRECTING THE RESPONDENTS 1 TO 3 TO RESTORE THE REVENUE ENTRIES IN RESPECT OF THE SCHEDULE PROPERTIES IN THE NAME OF THE PETITIONER IN COLUMN NO. 9 AND 12 OF ROR AS IT STOOD BEFORE PASSING OF IMPUGNED ORDER, IN THE INTEREST OF JUSTICE AND EQUITY.



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

CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

In this petition, the petitioners seek the following reliefs:

- a) Issue a writ of certiorari any other writ or direction to quash the impugned order dated 27.02.2007 passed by the 2nd respondent authority in file No.RVN/CR-102-01-02 as at Annexure-G as illegal, arbitrary and contrary to law;
- b) Issue a writ of certiorari any other writ or direction to quash the order of allotments in file No.REV/LND/CR-233/2014-15, dated 23.03.2015 in favour of respondent No.8, in file No.LND/CR-230/2014-15 dated 22.03.2016 in favour of 9th respondent, in file No.REV/LND/CR-457/22014-15, dated 03.06.2016 in favour of respondent No.4 and in file No.REV/LND/CR-06/2016-17 dated 29.07.2016 in favour of respondent No.5 as at Annexure-M, M1, M2 and M3 as illegal, arbitrary and contrary to law'
- c) issue a writ of certiorari any other writ or direction to quash the impugned order in file No.REV/LND/CR-324/2016-17 dated 28.06.2017 in favour of 7th respondent, file No.REV/LND/CR-139/2016-17 dated 02.08.2017 in favour of 8th respondent and in file No.REV/LND/CR-8/2017-18 dated 02.08.2017 in favour of 6th respondent as at Annexure-O,O1 and O2 as illegal, arbitrary and contrary to law, in the interest of justice and equity;



- d) Issue a writ of mandamus directing the respondents 1 to 3 to restore the revenue entries in respect of the schedule properties in the name of the petitioner in column No.9 and 12 of ROR as it stood before passing of impugned order, in the interest of justice and equity.

2. A perusal of the material on record will indicate that aggrieved by the impugned order at Annexure-G dated 27.02.2007 passed by the respondent No.2- Deputy Commissioner, the impleaded respondent No.12 instituted a suit in O.S.No.99/2016 in which the petitioner herein was arrayed as defendant No.4 and the said suit came to be decreed against the remaining respondents and the petitioner herein vide judgment and decree dated 02.01.2024 which has been challenged by the petitioner and pending in RFA No.200050/2024 before this Court and an order of status quo is passed in the said appeal. The operative portion of the said judgment and decree passed by the trial Court in O.S.No.99/2016 is as under :

"The suit filed by the plaintiff is hereby decreed with cost.



It is hereby declared that the plaintiff is the absolute owner and possessor of suit schedule properties.

Further the defendants are hereby restrained from causing interference and obstruction in the peaceful possession of the plaintiff over the suit property by way of permanent injunction.

The Tahasildar Bidar is hereby directed to rectify the name of the plaintiff by deleting the name of Revenue department in the RTC in newly assigned Sy.No.59 to 62.

Further declared that the order passed by the Deputy Commissioner dated 27.02.2007 in File No.Rev/appeal/102/2001-02 is not binding on the right and interest of the plaintiff.

Draw decree accordingly."

3. It is an undisputed fact and a matter of record that the impugned orders at Annexures-M, M1, M2, M3, O, O1 and O2 were passed in favour of the concerned respondent Nos.3 to 11 pursuant to the impugned order at Annexure-G dated 27.02.2007 which has been set-aside by the trial Court is the aforesaid suit.

4. Under these circumstances, the impugned orders at Annexure-M dated 23.03.2015 Annexure-M1 dated 22.03.2016, Annexure-M2 03.06.2016,



Anneuxre-M3 dated 29.07.2016, Annexure-O dated 28.06.2017, Annexure-O1 dated 02.08.2017 and Annexure-O2 dated 02.08.2017 passed by respondent No.2 deserves to be quashed and the petitioner and respondent No.12 are to be directed to workout their remedies in RFA No.200050/2024 in accordance with law.

In the result, the following :

ORDER

- i) Petition is hereby allowed.
- ii) The impugned orders at Annexure-M dated 23.03.2015 Anneuxre-M1 dated 22.03.2016, Annexure-M2 03.06.2016, Anneuxre-M3 dated 29.07.2016, Annexure-O dated 28.06.2017, Annexure-O1 dated 02.08.2017 and Annexure-O2 dated 02.08.2017 passed by respondent No.2 are thereby quashed.
- iii) Liberty is reserved in favour of petitioner and respondent No.12 to work out their respective



remedies in RFA No.200050/2024 and all rival contentions between the parties are kept open to be decided before the Trial Court.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

SN
LIST NO.: 1 SL NO.: 49
CT:SI