



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 2845 OF 2025 (GM-MM S)

BETWEEN:

SRI. MUBARAKALI K BADAGI
AGED ABOUT 31 YEARS,
S/O KADARSAB
R/O KONANATHAMBAGI,
RANEBENNUR TALUK,
HAVERI DISTRICT-581 211

...PETITIONER

(BY SRI. PRAKASH B S.,ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY
COMMERCE AND INDUSTRIES
DEPARTMENT (MSME AND MINES),
VIKASA SOUDHA
BENGALURU -560001
2. THE DIRECTOR/COMMISSIONER
DEPARTMENT OF MINES AND GEOLOGY
KHANIJA BHAVANA, R C ROAD,
BENGALURU -560001
3. THE SENIOR GEOLOGIST
DEPARTMENT OF MINES AND GEOLOGY
G G MAGAVI CHAMBERS





2ND FLOOR P B ROAD,
HAVERI DISTRICT-581 110

4. DEPUTY COMMISSIONER AND CHAIRMAN
DISTRICT SAND MONITORING COMMITTEE
HAVERI DISTRICT
HAVERI -581 110

...RESPONDENTS

(BY SMT. NILOUFER AKBAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI OR ORDER OR DIRECTION IN THE NATURE OF A WRIT QUASHING THE ORDER DATED 10.05.2018 PASSED BY THE SENIOR GEOLOGIST DEPARTMENT OF MINES AND GEOLOGY, HAVERI BEARING No.Gabuee/Heebuha/Maralu/2018-19/282-284 AS BEING ARBITRARY ILLEGAL WITHOUT JURISDICTION AND IN CONTRAVENTION OF RULE-6(1) AND 6(3) OF KARNATAKA MINOR MINERAL CONCESSION RULES-1994 WHO IS THE 3RD RESPONDENT HEREIN, WHICH IS PRODUCED AT ANNEXURE-A TERMINATING THE LEASE GRANTED IN FAVOUR OF THE PETITIONER COVERED UNDER THE QUARRYING LEASE DEED No.11 DATED 22.1.2018 IN SO FAR AS IT RELATES TO FORTEITING THE SECURITY DEPOSIT OF RS-11,00,000/- (RUPEES ELEVEN LAKHS ONLY) AND BANK GUARANTEE OF RS-1,50,000/- (RUPEES ONE LAKH FIFTY THOUSAND ONLY).

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

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA



ORAL ORDER

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The learned counsel for the petitioner seeks to withdraw the present petition with liberty to file afresh. He submits that an endorsement has been issued during the pendency of the petition, which requires to be challenged.
2. The petition is dismissed as withdrawn with the aforesaid liberty.

**Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE**

**Sd/-
(C.M. POONACHA)
JUDGE**

ND
List No.: 1 Sl No.: 21