



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 02ND DAY OF SEPTEMBER 2021

PRESENT

THE HON'BLE MR. JUSTICE ALOK ARADHE

AND

THE HON'BLE MR. JUSTICE HEMANT CHANDANGOUDAR

WRIT APPEAL NO.1160 OF 2018 (LR)

IN

WRIT PETITION NO.37552 OF 2003 (LR)

BETWEEN:

1. RAJASHETTY @ RACHASHETTY,
S/O LATE RAMASHETTY,
65 YEARS,
SINCE DEAD BY LRs,

1(a) MAHADEVAMMA,
W/O LATE RAJASHETTY,
AGED ABOUT 65 YEARS,

1(b) PUTTARAJU
S/O LATE RAJASHETTY,
AGED ABOUT 50 YEARS,

1(c) BASAVARAJU,
S/O LATE RAJASHETTY,
AGED ABOUT 38 YEARS,

1(d) RAMASHETTY,
S/O LATE RAJASHETTY,
AGED ABOUT 36 YEARS,

1(e) RACHAPPA
S/O LATE RAJASHETTY,
AGED ABOUT 34 YEARS,



PETITIONER NO.1(a) to 1(e)
RESIDING AT CHANDDUKUKUNTTEMOLE
VILLAGE, HARADANAHALLY HOBLI,
CHAMARAJANAGAR DIST - 571127.

2. CHIKKASIDDASHETTY
S/O LATE RAMASHETTY,
AGED ABOUT 62 YEARS,
SINCE DEAD BY LRS.,

2(a) NINGARAJU,
S/O LATE CHIKKASIDDASHETTY,
AGED ABOUT 58 YEARS,

2(b) NANJASHEETY
S/O LATE CHIKKASIDDASHETTY,
AGED ABOUT 56 YEARS,

2(c) C MAHADEVASHETTY
S/O LATE CHIKKASIDDASHETTY,
AGED ABOUT 54 YEARS,

all 2(a) to 2(c) RESIDING AT
R/O CHANDDUKATTEMOLE VILLAGE,
HARADANAHALLY HOBLI,
CHAMARAJANAGAR DIST - 571127.

3. KARABASAVASHETTY
SINCE DECEASED
REPRESENTED BY HIS LEGAL
REPRESENTATIVES,

3(a) SIDDAMMA,
W/O KARABASAVA SHETTY,
AGED ABOUT 60 YEARS,

3(b) JANAMMA
D/O KARABASAVA SHETTY,
AGED ABOUT 56 YEARS,

3(c) CHAMUNDAMMA
D/O KARABASAVA SHETTY,
AGED ABOUT 57 YEARS,



3(d) CHANNAJAMMA
D/O KARABASAVA SHETTY,
AGED ABOUT 59 YEARS,

3(e) MAHADEVA SHETTY
S/O KARABASAVA SHETTY,
AGED ABOUT 52 YEARS,

ALL 3(a) to 3(e) ARE RESIDING AT
CHANDUKATTMOLE VILLAGE,
HARADANAHALLY HOBLI,
CHAMARAJARANAGAR DISTRICT - 571127.

4. NAGASHETTY
S/O LATE RAMASHETTY,
AGED ABOUT 58 YEARS,
R/AT CHANDUKATTEMOLE VILLAGE
AND HOBLI,
CHAMARAJANAGAR DISTRICT,
SINCE DEAD REPRESENTED BY LRS.

4(a) MAHADEVAMMA,
W/O LATE NAGASHETTY,
AGED ABOUT 65 YEARS,

4(b) DODDASIDDASHETTY
S/O LATE NAGASHETTY,
AGED ABOUT 40 YEARS,

BOTH R/AT CHANDUKATTEMOLE VILLAGE,
HARADANAHALLY HOBLI,
CHAMARAJNAGAR DISTRICT - 571127.

5. NANJUNDASHETTY,
S/O LATE RAMASHETTY,
AGED ABOUT 74 YEARS,
R/AT CHANDUKATTEMOLE VILLAGE
AND HOBLI,
CHAMARAJANAGAR DISTRICT,
PIN - 571127.

6. DODDASIDDASHETTY,
S/O LATE RAMASHETTY,



SINCE DECEASED BY LRs.

6(a) MUNIYAMMA,
W/O LATE DODDASIDDASHETTY,
AGED ABOUT 81 YEARS.

6(b) PUTTAMMA
D/O LATE DODDASIDDASHETTY,
AGED ABOUT 62 YEARS,

6(c) MAHADEVAMMA,
AGED ABOUT 60 YEARS,
W/O MAHADEVASHETTY,
D/O LATE DODASIDDASHETTY,
HARADSANAHALLY,
CHAMARAJANAGAR DISTRICT.

6(d) MAHADEVASHETTY
S/O LATE DODASIDDASHETTY,
AGED ABOUT 52 YEARS,

6(e) SIDDARAJU
S/O LATE DODASIDDASHETTY,
AGED ABOUT 50 YEARS,

6(f) BANGARAMMA
D/O LATE DODASIDDASHETTY,
AGED ABOUT 43 YEARS,

6(g) KRISHNASHETTY
S/O LATE DODASIDDASHETTY,
AGED ABOUT 47 YEARS,

6(h) BASAVARAJU
S/O LATE DODASIDDASHETTY,
AGED ABOUT 45 YEARS,

6(a) & 6(b) and 6(d) to 6(h) ARE
RESIDING AT CHANDUKATTEMOLE
HARADANAHALLY HOBLI,
CHAMARAJANAGAR DISTRICT - 571127.

7. CHENNABASAVASHETTY



S/O LATE RAMASHETTY,
AGED ABOUT 76 YEARS,
R/AT CHANDUKATTEMOLE VILLAGE
HARADANAHALLY HOBLI,
CHAMARAJANAGAR
DISTRICT - 571127.

...APPELLANTS

(WE ARE NOT CLAIMING THE SENIOR CITIZENSHIP BENEFIT)

(BY SRI JYOTHI M MARADI (PERMITTED TO RETIRE),
ADVOCATE)

AND:

1. THE LAND TRIBUNAL
CHAMARAJANAGAR,
BY ITS CHAIRMAN.
CHAMRAJNAGAR - 571313.

2. CHIKKANNA SWAMY
SINCE DEAD BY LRS.,

2(a) RAJAMMA,
AGED ABOUT 80 YEARS,
W/O LATE CHIKKANNA SWAMY,
D.NO.1385, 5TH CROSS,
ANNEKENTHRA ROAD,
KUVEMPUR NAGAR,
MYSORE - 570023.

3. LATE C G RAJASHEKAR
SINCE DEAD BY LRS,.

3(a) C.R.GURNATH,
AGED ABOUT 72 YEARS,
R/AT NO.226/8,
DOODANGADI BEEDHI,
CHAMARAJANAGAR TOWN - 571313

....RESPONDENTS

(BY SRI S RAJASHEKAR, AGA FOR R1,
SRI HEMANTH KUMAR D, ADVOCATE FOR R3(a))



THIS WRIT APPEAL IS FILED UNDER SECTION 4 OF THE KARNATAKA HIGH COURT ACT, 1961 PRAYING TO CALL FOR RELEVANT RECORDS AND SET ASIDE THE ORDER DATED:27.11.2008 PASSED BY THE HON'BLE SINGLE JUDGE IN W.P.NO.37552/2003 (LR) BY ALLOWING THE WRIT PETITION FILED BY THE PETITIONERS IN THE INTEREST OF JUSTICE AND EQUITY.

THIS APPEAL COMING ON FOR ORDERS THIS DAY, **ALOK ARADHE J.**, DELIVERED THE FOLLOWING:

JUDGMENT

Learned counsel for the appellant has filed a memo seeking leave of this Court to permit her to retire from the case.

Memo is taken on record.

Learned counsel for the appellant is permitted to retire from the case.

Accordingly, the appeal is dismissed for non-prosecution.

**Sd/-
JUDGE**

**Sd/-
JUDGE**

HR