



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF FEBRUARY 2026

BEFORE

THE HON'BLE MR. JUSTICE B M SHYAM PRASAD

WRIT PETITION NO. 4761 OF 2026 (GM-KLA)

BETWEEN:

SMT.HALLAMMA
W/O LATE SIDDANAYAKA
AGED ABOUT 64 YEARS
R/AT GAVADAGERE VILLAGE AND
HOBLI, HUNSUR TALUK - 571 105
MYSURU DISTRICT

...PETITIONER

(BY SMT.KALPANA.P.V., ADVOCATE)

AND:

1. MANJULAMMA
W/O NAGARAJA SHETTY
AGED ABOUT 60 YEARS
2. CHANDRA SHETTY
S/O NAGARAJA SHETTY
AGED ABOUT 41 YEARS
3. SHANKAR SHETTY
S/O NAGARAJA SHETTY
AGED ABOUT 39 YEARS





ALL ARE RESIDING AT
GAVADAGERE VILLAGE AND HOBLI
HUNSUR TALUK-571105
MYSURU DISTRICT

4. ADDITIONAL ENQUIRE OFFICE,
KARNATAKA LOKAYAKTHA
BANGALORE-560021
5. STATE OF KARNATAKA
REVENUE DEPARTMENT
VIDHANA SOUDHA
BANGALORE-560001
6. THASILDHAR
HUNSUR TALUK
MYSURU DISTRICT-571105

...RESPONDENTS

(BY SRI. B. RAVINDRANATH, AGA FOR R5 AND R6.

SRI.VENKATESH S ARABATTI, ADVOCATE FOR R4.

NOTICE TO R1 TO R3 IS DEFERRED

V/O DATED 19.02.2026)

THIS W.P. IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO
SETTING ASIDE THE ORDER DATED 31.12.2025
PASSED BY RESPONDENT NO.4 ADDITIONAL ENQUIRE
OFFICE, KARNATAKA LOKAYAKTHA AT BANGALORE IN
COMPLAINT/UPPALOKAYUKTHA/MYS/13279/2024/AR
E- 14 VIDE ANNEX-A AND ETC.



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

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD

ORAL ORDER

The Petitioner has challenged the Fourth Respondent's Order Dated 31.12.2025 in Complaint / Upalokayuktha /Mys/ 13279/ 2024/ ARE-14 [Annexure-A]. The context for the present petition is these circumstances.

- The petitioner asserts an absolute interest in the land in Sy.No.8/1 of Pinnekyathanahalli Village, Gavadagere Hobli, Hunsur Taluk, and the first to third respondents [the private respondents] assert access through this land.
- The petitioner has instituted the suit in O.S.No.31/2025 on the file of the Principal Civil Judge and JMFC, Hunsur, Mysuru,

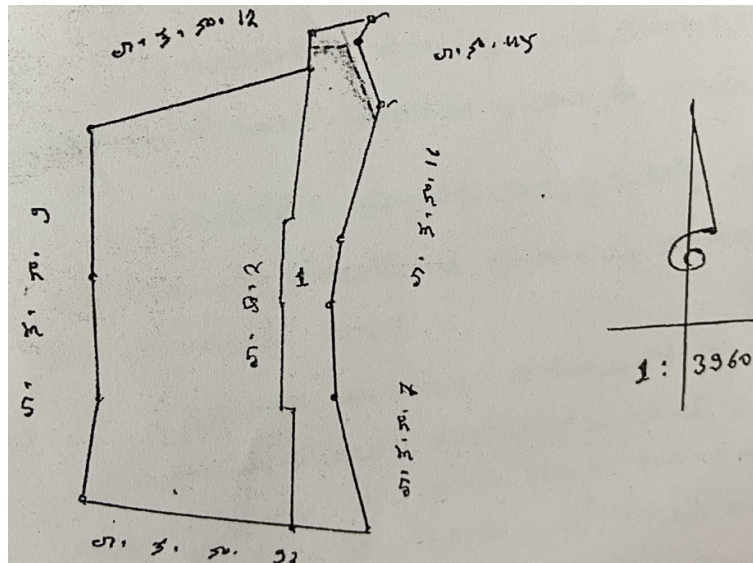


and she has been granted an interim order restraining the private respondents from interfering with her possession.

- The private respondents have filed a complaint with the office of the Karnataka Lokayukta and when sought for action, the sixth respondent [the jurisdictional Tahsildar] has informed the office of the Upalokayuktha that there is an injunction order and action will be taken once such order is vacated.
- The fourth respondent, who is from the Office of the Lokayukta, notwithstanding this Communication, has called for the removal of the alleged obstruction to a purported road in the land claimed by the petitioner observing that the jurisdictional Tahsildar is not a party to the suit.



Mr. Venkatesh S. Arabatti, the learned counsel for the fourth respondent, on instructions, places on record a Sketch which reads as under to justify the fourth respondent's Communication, notwithstanding the afore circumstances, to direct the jurisdictional Tahsildhar to intervene and ensure that the alleged obstruction to the access as seen in the survey sketch is removed.



The question for consideration is whether this Court must permit the jurisdictional Tahsildhar to intervene



as directed by the fourth respondent if the civil Court is seized of the matter and there is an injunction operating in favour of the petitioner and against the private respondents.

Indeed, the subject matter of the suit is the claim for the entire extent of 2 acres 39 guntas in Sy. No.8/1 of Pinnekyathanahalli Village, Gavadagere Hobli, Hunsur Taluk; and the intervention, as recommended by the fourth respondent, is for removal of obstruction of a purported public access running through this extent of land. The cause, as pleaded by the petitioner in the suit undoubtedly covers this aspect as well and this must also be answered by the civil Court as part of the Issues that must be decided. If there is intervention as recommended by the fourth respondent when the Court is seized of the matter, the adjudication in the suit will be undermined. Hence the following



ORDER

The petition is disposed of calling upon the jurisdictional Tahsildhar to intervene subject to the civil Court's orders in the suit with the observation that it should be open to the private respondents to make appropriate application in the pending suit for their access through the larger extent of the land in the light of this disposal.

Sd/-
(B M SHYAM PRASAD)
JUDGE

RB