



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.I.ARUN

WRIT PETITION NO. 5992 OF 2026 (LB-BMP)

BETWEEN:

SHRI SHIVANANDI MUSHROOM
DONNE BIRIYANI HOTEL
NO.3/87/1, 8TH MAIN ROAD
3RD STAGE, 3RD BLOCK
SANEGURUVANAHALLI
(BASAVESHWARANAGAR)
BENGALURU- 560 079

REP. BY ITS PROPRIETOR
MR. NAVEEN

...PETITIONER

(BY SRI. PRAKASH K A., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REVENUE DEPARTMENT, 3RD GATE,
5TH FLOOR M.S. BUILDING
DR. AMBEDKAR VEEDI
BENGALURU- 560 001
REP. BY ITS PRINCIPAL SECRETARY
2. THE CHIEF COMMISSIONER
GREATER BENGALURU AUTHORITY
(EARLIER BRUHAT BENGALURU
MAHANAGARA PALIKE)



N.R. SQUARE, BENGALURU- 560 002

3. THE HEALTH OFFICER
RAJAJINAGAR BLOCK BENGALURU WEST CITY
CORPORATION GREATER BENGALURU AUTHORITY
(EARLIER BRUHAT BENGALURU MAHANAGARA
PALIKE) RAJAJINAGAR RTO COMPLEX
BENGALURU- 560 010
4. THE ASSISTANT EXECUTIVE ENGINEER
BENGALURU WEST
CITY CORPORATION
GREATER BENGALURU AUTHORITY
(EARLIER BRUHAT BENGALURU MAHANAGARA
PALIKE) BASAVESHWARANAGAR SUB-DIVISION
BENGALURU- 560 079
5. MR. GAJENDRA. A.
S/O. MR. AMARNATH. H.N.
AGE MAJOR
R/AT NO.250, 5TH 'E' MAIN ROAD
BOVI COLONY, BASAVESHWARANAGAR
BENGALURU- 560 079

...RESPONDENTS

(BY SRI. B.BOPANNA, AGA FOR R1;
SRI. B.S.KARTHIKEYAN., ADVOCATE FOR R2 TO R4;
GOPAL SINGH, ADVOCATE FOR R5)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226
AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE
WRIT OF CERTIORARI OR ANY OTHER APPROPRIATE WRIT OR
DIRECTION OR ORDER SETTING ASIDE THE IMPUGNED FINAL
NOTICE BEARING NO. A.Y.(RA.NA)/P.R/192/A/25-56 DATED



03.02.2026 ISSUED BY RESPONDENT NO.3 HEREIN VIDE ANNEXURE - E., AND ETC.

THIS PETITION, COMING ON FOR ORDERS THROUGH VIDEO CONFERENCING / PHYSICAL HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.I.ARUN

ORAL ORDER

Aggrieved by the notice dated 03.02.2026 issued by respondent No.3, the petitioner has preferred this writ petition.

2. The petitioner is running a hotel at BasaveshwaraNagar in the name and style of 'Shri Shivanandi Mushroom Donne Biriyani'.

3. The impugned notice has been issued to the petitioner on the grounds that he is not maintaining hygiene, has encroached upon the footpath, and has established the hotel in a residential area, which is impermissible.



4. The learned counsel appearing for the respondents submits that, against the impugned notice, the petitioner has an efficacious alternative remedy by way of an appeal before the Chief Commissioner of the Greater Bengaluru Authority (for short, 'the GBA') under Section 309 of the Greater Bengaluru Governance Act, 2024.

5. The petitioner is not in a position to contravene the availability of an alternative and efficacious remedy.

6. For the aforementioned reasons, the Writ Petition is hereby ***dismissed***, reserving liberty to the petitioner to approach the Appellate Authority, in the manner known to law.

**Sd/-
(M.I.ARUN)
JUDGE**