

IN THE HIGH COURT OF KARNATAKA AT BENGALURU
[SMT. LAKSHMI S AND OTHERS VS. THE ESTATE OFFICE
AND DEPUTY DIRECTOR OF PUBLIC INSTRUCTIONS AND
OTHERS]

26.02.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

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

ORAL ORDER

Sri Udaya Holla, the learned Senior Counsel for the petitioners, submits that **[a]** the petitioners have been in possession of about 2 acres 10 guntas in their own right and that this land, which is part of the larger extent of 4 acres 10 guntas metres, is not part of the land acquired for the benefit of the Department of Public Instructions, **[b]** the District Judge, while entertaining an appeal under Section 10 of the *Public Premises (Eviction of Unauthorised Occupants) Act, 1971*, has permitted the respondents to produce a sale deed without due opportunity and **[c]** that based on a reading of that sale deed and other circumstances, the order of eviction is confirmed.

Sri.Uday Holla canvasses that the petitioners are able to demonstrate substantial questions of facts which could not have been decided in a summary proceedings under the Act. On the request for immediate interim orders, the learned Senior Counsel submits that the petitioners face threat of dispossession with an effort to even put up a lock to the residential property.

Sri B. Ravindranath, who is assisted by some of the officers from the respondents' office, submits that he has to secure detailed instructions but the instructions, as of now, are that the appellants are asserting their right when they cannot dispute that their predecessor in interest, an employee with the department, was permitted only to look after the property.

These rival circumstances are considered. The petition presents substantial questions which require consideration, and as such, the interim order is granted directing the parties to maintain *status quo* and not change the property howsoever without the leave of the Court. The respondents

are reserved with liberty to complete their pleadings and seek vacating.

The office is directed to relist this petition on 27.03.2026.

(B M SHYAM PRASAD)
JUDGE

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List No.: 2 Sl No.: 23