



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

WRIT PETITION NO. 8653 OF 2025 (LB-BMP)

BETWEEN:

SHRI M S SUBRAMANYA
S/O M SRINIVASA UPADHYA
AGED ABOUT 70 YEARS,
SITE NO.8/A, 4TH CROSS,
SECTOR-B, RAMAIAH REDDY COLONY,
BASAVANAGARA,
BENGALURU-560 037.

...PETITIONER

(BY SRI. PRAKASH T. HEBBAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REVENUE DEPARTMENT,
M.S. BUILDING, 5TH FLOOR,
DR. AMBEDKAR ROAD,
BENGALURU - 560 001.
REP. BY REVENUE SECRETARY.
2. THE PRESCRIBED OFFICER,
TANKS ENCROACHMENT
AND EVICTION EXECUTION ENGINEER,
BRUHATH BENGALURU MAHANAGARA PALIKE,
KR PURAM DIVISION,
MAHADEVAPURA RANGE,
BENGALURU-560 036.
3. THE COMMISSIONER,
BRUHAT BENGALURU





MAHANAGARA PALIKE (BBMP),
N. R. SQUARE,
BENGALURU - 560 002.

...RESPONDENTS

(BY SMT. SPOORTHY V., HCGP FOR R1;
SRI. S.H.PRASHANTH, ADVOCATE FOR R2 AND R3)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO QUASHING THE SHOW CAUSE NOTICE DATED 29/11/2024 BEARING REFERENCE NO.BBMP/KA.PA.HA/KRPURA/28/HAL/2024-25 ISSUED BY RESPONDENT NO.2 (ANNEXURE-E) AND ETC.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:
CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

ORAL ORDER

1. The petitioner is before this Court seeking for the following reliefs:-

- i. *" Issue a writ of certiorari or any other writ, order or direction quashing the Show Cause Notice dated 29/11/2024 bearing reference No.BBMP/KA.PA.HA/KRPura/28/HAL/2024-25 issued by Respondent No.2 (Annexure-E).*
- ii. *Declare that Respondent No.2 has no jurisdiction to initiate parallel proceedings when the matter is already under adjudication before the Hon'ble Special Court under the Karnataka Land Grabbing Prohibition Act, 2011.*
- iii. *Grant such other and further reliefs as this Hon'ble Court deems just and necessary in the justice and equity."*



2. Submission of learned counsel for respondent Nos.2 and 3 is that it is covered by the decision dated 23.07.2025 passed by the Co-ordinate Bench of this Court which has considered the *lis* in the matter and held that the pendency of proceeding before the Special Court under the Karnataka Land Grabbing Prohibition Act, 2011 cannot be a ground to hold that proceedings cannot be initiated under the Karnataka Tank Conservation and Development Authority Act, 2014 and dismissed the earlier petitions.
3. The very same reasoning in my considered opinion would apply to the present matter since the prospectus of facts is one and the same.
4. In that view of the matter, with no grounds being laid out, the petition stands ***dismissed***.

**SD/-
(SURAJ GOVINDARAJ)
JUDGE**