

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

[SRI. JAGADEESH BABU T AND ANOTHER VS. BRUHAT
BENGALURU MAHANAGARA PALIKE AND OTHERS]

07.11.2024

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR JUSTICE B M SHYAM PRASAD

ORAL ORDER

This Court had permitted notice by hand to the fifth and sixth respondents. The first petitioner has filed an affidavit stating that the fifth and sixth respondents have refused to receive notice stating that they have already received notice from the Court. The intimation about service of notice by Registered Post with Acknowledgment Due [RPAD] is still awaited. Hence, orders on holding service of notice is deferred for the time being.

The petitioners allege that the fifth and sixth respondents have encroached the road margin and a drain. The petitioners have also annexed photographs of the construction, which are as follows:



On consideration of the afore, the fourth respondent - the jurisdictional Assistant Executive Engineer, BBMP - is called upon to visit the petitioners' property and file a Report on the action taken thus far, and the fifth and sixth respondents are restrained from putting up further

construction or in any manner occupying the constructed property howsoever without the leave of this Court.

The office is directed to delete the names of Sri. K. B. Monesh Kumar and Sri. Pawan Kumar for the first to fourth respondents as Sri. K. S. Mallikarjuna Reddy is on record for these respondents.

The petition is directed to be listed on 26.11.2024.

(B M SHYAM PRASAD)
JUDGE