

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

[SRI LAKSHMAIAH AND OTHERS VS. STATE OF
KARNATAKA AND OTHERS]

09.07.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

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

ORAL ORDER

Sri M.B.Chandra Chooda, a learned counsel who has entered appearance for the fifth to seventh respondents, submits that this Court has only observed that the construction by his clients would be subject to further orders of this Court, but the petitioners are able to prevail upon the Village Panchayath Officers to even prevent the petitioners from entering the subject property. This Court's previous order in this regard reads as under:

"On perusal of records and upon hearing Mr. K. R. Ramesh, the learned counsel for the petitioners who alleges that the use and occupation of the panchayath road abutting their lands is being disturbed by the private respondents, Mr. A. Nagarajappa, a learned Standing counsel for the concerned Zilla Gram Panchayath and the Chief Executive Officer - the second to fourth respondents, is called upon to accept notice for these respondents.

Mr. Kenche Gowda, a learned Additional Government Advocate, is called upon to accept notice for the first respondent. Mr. K. R. Ramesh shall ensure copies of the petition/annexures are served on the chambers of Mr. A. Nagarajappa at the earliest.

There shall be notice by hand returnable by 06.07.2026 to the private respondents.

It is observed that any construction in the portion as indicated in Annexure - C by the private respondents or the other respondents shall be subject to further orders of this Court.”

This Court must observe that this Court's order mean only what it reads, and it is not to be interpreted by any party or the authority for convenience. If the respondents choose to continue with the construction, they shall do so but subject to further orders of this Court and without claiming any equity.

The controversy, as could be discerned from the submissions recorded on 29.06.2026 and the submissions by Sri M. B. Chandra Chooda, is *whether the private respondents are putting up construction in the area earmarked for road*. This Court opines that the Village

Panchayath officials must visit the property and file a report into this Court and they must do so by the next date of hearing. It is ordered accordingly.

The office is directed to relist this petition on **31.07.2026** as part of **List-3**.

(B M SHYAM PRASAD)
JUDGE

nv

List No.: 3 Sl No.: 13