



HC-KAR

- 1 -

NC: 2026:KHC:11501-DB
WA No. 1931 of 2024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE S RACHAIAH

WRIT APPEAL NO. 1931 OF 2024 (KLR-RES)

BETWEEN:

1. SRI BHIMASETHU MUNIVRUNDA MUTT
BHIMANAKATTE MULUBAVILU VILLAGE
DOORASAVAPURAM POST
THIRTHAHALLI TALUK
SHIVAMOGGA DIST
KARNATAKA – 577 432.

REPRESENTED BY ITS POA / DIWAN
SRI. SAGAR BAHT
S/O. HARISH KUAMR P.S.
AGED ABOUT 30 YEARS
SRI RAGHUMANYA KRUPA
SRI BHIMANAKATTE MUTT PREMISES
BHIMANAKATTE
DOORAVASAPURAM POST
THIRTHAHALLI – 577 432.





[NOTE: AS THE APPELLANT IS A RELIGIOUS
INSTITUTION, THERE IS NO REGISTRATION]

...APPELLANT

(BY SRI. KESHAV M DATAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REVENUE DEPARTMENT
M.S. BUILDING
BENGALURU – 560 001.
REPRESENTED BY ITS
CHIEF SECRETARY
2. THE DEPUTY COMMISSIONER
SHIVAMOGGA
SHIVAMOGGA DISTRICT – 577 201.
3. THE ASSISTANT COMMISSIONER
SUB-DIVISION MAGISTRATE
SHIVAMOGGA SUB-DIVISION
SHIVAMOGGA – 577 201.
SHIVAMOGGA DISTRICT
4. TAHSILDAR
THIRTHAHALLI



THIRTHAHALLI TALUK – 577 201
SHIVAMOGGA DISTRICT

5. KARNATAKA PUBLIC LAND CORPORATION LIMITED
AND MEMBER SECRETARY
STATE LAND PROTECTIVE COMMIOTTEER
3RD FLOOR
OFFICE OF THE
DEPUTY COMMISSIONER
KANDYA BAHVANA
KEMEPGOWDA ROAD
BENGALURU – 560 009.

6. VISHALAMMA
W/O. S.R. KOLLURIAIAH GOWDA
AGED BOUT 65 YEARS
BETTAMAKKI
THIRTHAHALLI TALUK
SHIVAMOGGA DISTRICT

REPRESENTED BY HER
GPA HOLDER
S.K. DHARMESH
S/O. K.S. KOLLURIAIAH
AGED ABOUT 46 YEARS
OCC: AGRICULTURIST
BETTAMAKKI



THIRTHAHALLI TALUK – 577 432.
SHIVAMOGGA DISTRICT

...RESPONDENTS

(BY SRI. ARUNA G S, HCGP FOR R1 TO R4;
SRI. D R RAJASHEKHARAPPA, ADVOCATE FOR R5;
SRI. PRUTHVI WODEYAR, ADVOCATE FOR R6)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA
HIGH COURT ACT PRAYING TO CALL FOR RECORDS IN WP
NO.11018/2020 BEFORE THIS HON'BLE COURT DISPOSED OFF
ON 13/08/2024 AND SET ASIDE THE JUDGEMENT DATED
13/08/2024 PASSED IN WP NO.11018/2020 BY THE LEARNED
SINGLE JUDGE AND ETC.,

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY,
JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE S RACHAIAH



ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE D K SINGH)

1. The present inter Court appeal has been filed by the appellant who was not party in the writ petition before the writ Court. The application filed by the appellant to get impleaded came to be rejected by the learned Single Judge on 16.02.2021. The said order declining to implead the appellant in the writ petition was not challenged by the appellant. Once the appellant has not challenged the order of the learned Single Judge dated 16.02.2021, refusing him to implead in the writ proceedings, the appellant will not have right to challenge the final order.

2. We are of the opinion that the present appeal on behalf of the appellant is not maintainable and the same is dismissed. However, if the appellant has any remedy in respect of the land in question, he may assert his rights in appropriate proceedings.



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In view of the dismissal of this writ appeal, pending IA's,
if any, stands disposed of.

**Sd/-
(D K SINGH)
JUDGE**

**Sd/-
(S RACHAIAH)
JUDGE**

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List No.: 1 Sl No.: 22