



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.I.ARUN

WRIT PETITION NO. 35669 OF 2025 (LB-BMP)

BETWEEN:

1. MAMATHA M.N.
D/O M.NAGARAJ
AGED ABOUT 40 YEARS
RESIDING AT:- #126/10
1ST MAIN, VITTAL MEDICAL STORES
KEMPEGOWDA NAGAR
BANGALORE SOUTH
GAVIPURAM EXTENSION
BANGALORE SOUTH, BANGALORE
KARNATAKA-560 019.

2. KAMALAMMA
W/O M.NAGARAJ
AGED ABOUT 40 YEARS
RESIDING AT:- #126/10
1ST MAIN, VITTAL MEDICAL STORES
KEMPEGOWDA NAGAR
BANGALORE SOUTH
GAVIPURAM EXTENSION
BANGALORE SOUTH, BANGALORE
KARNATAKA-560 019.

...PETITIONERS

(BY SRI. NATARAJ D., ADVOCATE)

Digitally
signed by
GEETHA P G
Location:
HIGH
COURT OF
KARNATAKA



AND:

1. THE ADDITIONAL CHIEF SECRETARY
URBAN DEPARTMENT, VIKASA SOUDHA
BENGALURU-560 001.
2. THE CHIEF COMMISSIONER
GREATER BENGALURU AUTHORITY
N.R.SQUARE, BENGALURU-560 002.
3. THE ASSISTANT DIRECTOR
TOWN PLANNING, GBA CENTRAL
N.R.SQUARE, BENGALURU-560 002.
4. THE ASSISTANT EXECUTIVE ENGINEER
BENGALURU CENTRAL MAHANAGARA PALIKE
DHARMARAYA SWAMY DEVASTHANA
SUB DIVISION, J.C.ROAD, BENGALURU-560 002.

...RESPONDENTS

(BY SMT. SPOORTHY V., HCGP FOR R1;
SRI. K.S.MALLIKARJUNA REDDY, ADVOCATE FOR R2, R3 & R4)

THIS PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA, PRAYING TO QUASH THE DEMAND NOTICE/ORDER DATED- 05/05/2025 AT ANNEXURE-C BEARING NO.PO/30/25-26 ISSUED BY RESPONDENT NO.2 AND ETC.

THIS PETITION COMING ON FOR ORDERS, THROUGH PHYSICAL HEARING/VIDEO CONFERENCING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE M.I.ARUN



ORAL ORDER

1. Admittedly, the petitioner has put up construction without obtaining the necessary sanctioned plan, hence, respondents have initiated action to have the same demolished. I do not find any error in the action of Greater Bengaluru Authority (GBA) in this regard. However, learned counsel for the petitioner submits that, building has been constructed inadvertently without obtaining a necessary sanctioned plan. He further submits that he may be permitted to apply for a fresh plan sanction and that he is willing to remove that part of the building which is in violation of building bye-laws after respondent-authorities consider his application for a fresh sanction plan.

2. Learned counsel for respondents-GBA has no objection for the same.

3. Hence, the following:

ORDER

1. The petitioner shall submit the necessary application for grant of sanction plan for the



building being constructed by him within a period of three weeks from today;

2. If such an application is made within three weeks from today, respondent no.3 shall consider the same in accordance with law and pass appropriate orders;
3. Thereafter, any construction made by the petitioner in violation of the decision taken by respondent no.3, shall be removed;
4. The petitioner shall not put up any further construction on the property till a decision is taken by respondent no.3 in this regard;
5. The writ petition stands ***disposed of*** accordingly.

**SD/-
(M.I.ARUN)
JUDGE**