



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S.KINAGI

WRIT PETITION NO. 37813 OF 2025 (GM-DRT)

C/W

WRIT PETITION NO. 18679 OF 2025 (GM-DRT)

IN WP No. 37813/2025

BETWEEN:

1. SMT. JAYANTHI NATARAJ,
W/O LATE T S NATARAJ,
AGED ABOUT 64 YEARS,
RESIDING AT NO.676,
10TH MAIN, RPC LAYOUT,
VIJAYANAGAR, 2ND STAGE,
HAMPI NAGAR,
BENGALURU 560140.
2. SMT. N. MADHUSHREE,
D/O LATE T S NATARAJ,
AGED ABOUT 38 YEARS,
RESIDING AT NO.676,
10TH MAIN, RPC LAYOUT,
VIJAYANAGAR, 2ND STAGE,
HAMPI NAGAR,
BENGALURU 560140.
3. SMT. N.MONISH,
D/O LATE T S NATARAJ,
AGED ABOUT 34 YEARS,
RESIDING AT NO.676,
10TH MAIN, RPC LAYOUT,
VIJAYANAGAR, 2ND STAGE,





NC: 2026:KHC:11682
WP No. 37813 of 2025
C/W WP No. 18679 of 2025

HAMPI NAGAR,
BENGALURU 560140.

...PETITIONERS

(BY SRI. PAVAN KUMAR N., ADVOCATE FOR
SRI. L. SRINIVASA BABU., ADVOCATE)

AND:

1. SRI VISHAL S K,
S/O KARUNAKARAN J M,
AGED ABOUT 34 YEARS,
RESIDING AT NO. 1064-G,
7TH MAIN, HBR LAYOUT,
4TH BLOCK, KALYAN NAGAR,
BENGALURU 560 043.
2. TATA CAPITAL HOUSING FINANCE LIMITED
BY ITS CREDIT MANAGER,
KRISHNA TOWER, NO.82/1,
1ST AND 2ND FLOOR, RICHMOND ROAD
BENGALURU 560025.
3. THE ASSISTANT REVENUE OFFICER
BBMP, HBR SUB-DIVISION,
BDA COMPLEX , BENGALURU 560043
4. THE ASSISTANT EXECUTIVE ENGINEER (ELE)
O AND M SUB-DIVISION E9,
BESCOM, NAGAVARA,
BENGALURU - 560045.
5. STATE OF KARNATAKA
REPRESENTED BY ITS PRINCIPAL SECRETARY,
REVENUE DEPARTMENT
VIDHANA SOUDHA, BENGALURU - 560001.

...RESPONDENTS

(BY SRI. YOGESH D NAIK, AGA FOR R5
BBMP SERVED
BESCOM SERVED)



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECT RESPONDENT NO.2 ISSUE A WRIT, ORDER, OR DIRECTION, INCLUDING MANDAMUS OR PROHIBITION, TO CEASE ALL ACTIONS INITIATED UNDER SECTION 13(2) OF THE SARFAESI ACT, 2002, READ IN CONJUNCTION WITH RULE 9 OF THE SECURITY INTEREST (ENFORCEMENT) RULES, 2002. THIS DIRECTIVE SPECIFICALLY ADDRESSES THEIR PURPORTED POSSESSION OR ANY OTHER ASSERTED RIGHT OVER THE PETITIONERS GRAMATHANA PROPERTY, AS DETAILED IN ANNEXURE-A, DATED 21.11.2025, ISSUED BY RESPONDENT NO. 2 TO RESPONDENT NO. 1 ATTACHING THE PETITIONERS PROPERTY AND ETC;

IN WP NO. 18679/2025

BETWEEN:

1. SMT JAYANTHI NATARAJ
W/O LATE T S NATARAJ,
AGED ABOUT 64 YEARS
RESIDING AT NO.676,
10TH MAIN, RPC LAYOUT,
VIJAYANAGAR 2ND STAGE,
HAMPI NAGAR,
BENGALURU 560140.
2. SMT. N MADHUSHREE,
D/O LATE T S NATARAJ,
AGED ABOUT 38 YEARS,
RESIDING AT NO.676,
10TH MAIN, RPC LAYOUT,
VIJAYANAGAR 2ND STAGE,
HAMPI NAGAR,
BENGALURU 560140.
3. SMT. N.MONISH,
D/O LATE T S NATARAJ,
AGED ABOUT 34 YEARS,
RESIDING AT NO.676,



10TH MAIN, RPC LAYOUT,
VIJAYANAGAR 2ND STAGE,
HAMPI NAGAR,
BENGALURU 560140.

...PETITIONERS

(BY SRI. PAVAN KUMAR N., ADVOCATE FOR
SRI. L. SRINIVASA BABU., ADVOCATE)

AND:

1. SRI VISHAL S K
S/O KARUNAKARAN J M,
AGED ABOUT 34 YEARS,
RESIDING AT NO. 1064-G,
7TH MAIN, HBR LAYOUT,
4TH BLOCK, KALYAN NAGAR,
BENGALURU 560 043.
2. TATA CAPITAL HOUSING FINANCE LIMITED,
BY ITS CREDIT MANAGER,
KRISHNA TOWER, NO.82/1,
1ST AND 2ND FLOOR,
RICHMOND ROAD
BENGALURU - 560025.
REP. BY MANAGING DIRECTOR
3. THE ASSISTANT REVENUE OFFICER,
BBMP,HBR SUB-DIVISION,
BDA COMPLEX
BENGALURU - 560043.
4. THE ASSISTANT EXECUTIVE ENGINEER (ELE)
O AND M SUB-DIVISION E9,
BESCOM, NAGAVARA,
BENGALURU - 560045.
5. STATE OF KARNATAKA
REPRESENTED BY IT SECRETARY,
URBAN DEVELOPMENT DEPARTMENT



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WP No. 37813 of 2025
C/W WP No. 18679 of 2025

VIDHANA SOUDHA,
BENGALURU - 560001.

...RESPONDENTS

(BY SRI. K R PARASHURAM, ADVOCATE FOR R2,
SRI. N R JAGADEESWARA, ADVOCATE FOR R3,
SRI. PUSHPAKANTHA, ADVOCATE FOR R4,
SRI. YOGESH D NAIK, AGA FOR R5,
V/O/D 02.09.2025, NOTICE TO R1 IS H/S)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECT RESPONDENT NO.2 ISSUE A WRIT, ORDER, OR DIRECTION, INCLUDING MANDAMUS OR PROHIBITION, TO CEASE ALL ACTIONS INITIATED UNDER SECTION 13(2) OF THE SARFAESI ACT, 2002, READ IN CONJUNCTION WITH RULE 9 OF THE SECURITY INTEREST (ENFORCEMENT) RULES, 2002. THIS DIRECTIVE SPECIFICALLY ADDRESSES THEIR PURPORTED POSSESSION OR ANY OTHER ASSERTED RIGHT OVER THE PETITIONERS GRAMATHANA PROPERTY, AS DETAILED IN ANNEXURE-A, DATED 09.05.2025, ISSUED BY RESPONDENT NO. 2 TO RESPONDENT NO. 1 ATTACHING THE PETITIONERS PROPERTY. DIRECT RESPONDENT NO. 5 TO INITIATE ACTION AGAINST RESPONDENT NOS. 1 AND 2 FOR THEIR ENCROACHMENT UPON GOVERNMENT LAND, SPECIFICALLY THE ROAD AS DEPICTED IN ANNEXURE-M, UNDER THE PROVISIONS OF THE LAND GRABBING ACT OR OTHER APPLICABLE LAWS. DIRECT THAT THE PETITIONERS BE



ALLOWED TO KEEP POSSESSION AS PER ANNEXURE-C OF THEIR RESPECTIVE PROPERTIES.

THESE PETITIONS, COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE ASHOK S.KINAGI

ORAL ORDER

Learned counsel for the petitioners in WP No.37813/2025 has filed a memo seeking leave of the Court to withdraw the writ petition with a liberty to approach the appropriate forum for adjudication of the petitioners' rights including determination of the identity of the property in dispute.

2. Learned counsel for the petitioners in WP No.18679/2025 has filed a memo seeking leave of the Court to withdraw the writ petition stating that, the impugned notice dated 09.05.2025 has been withdrawn by respondent No.1. Hence, the petition has become infructuous.



3. Memos are taken on record.
4. Accordingly, the writ petitions are ***dismissed as withdrawn***. However, a liberty is reserved to the petitioner in WP No.37813/2025.
5. In view of dismissal of the petitions, pending IA(s), if any, shall stand disposed of.

**Sd/-
(ASHOK S.KINAGI)
JUDGE**

PA
CT:KHV
List No.: 2 Sl No.: 7