



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 14TH DAY OF JULY, 2026

PRESENT

THE HON'BLE MR. JUSTICE D K SINGH

AND

THE HON'BLE MR. JUSTICE T.M.NADAF

WRIT APPEAL NO. 2034 OF 2025 (KLR-LG)

BETWEEN:

KHAJI MOHAMMED KHALID,
SINCE DEAD BY HIS LRS,

1. NUSRATH JABEEN,
W/O LATE KHAJI MOHAMMED KHALID,
AGED ABOUT 60 YEARS,
2. SUFIYA NAZNEEN,
D/O LATE KHAJI MOHAMMED KHALID,
AGED ABOUT 48 YEARS,
3. SALEHA SHIRIN,
D/O LATE KHAJI MOHAMMED KHALID,
AGED ABOUT 45 YEARS,
4. KHAJI WAHAEEUDUZAMAN,
S/O LATE KHAJI MOHAMMED KHALID,
AGED ABOUT 43 YEARS,
5. KHAJI MOHAMMED JAVID,
S/O. LATE KHAJI MOHAMED KHALID,
AGED ABOUT 41 YEARS,



6. MUJAID K.M.,
S/O. LATE KHAJI MOHAMMED KHALID,
AGED ABOUT 40 YEARS,

7. MASEEHA AFREEN,
D/O. LATE KHAJI MOHAMMED KHALID,
AGED ABOUT 36 YEARS,

ALL ARE RESIDING AT:
LASHKAR MOHALLA,
SHIVAMOGGA - 577 201.

8. KHAZI MOHAMMED IQBAL,
S/O. LATE KHAZI ABDUL AZEEZ,
AGED ABOUT 70 YEARS,

9. KHAZI MOHAMMED FAROOQ JAHANGIR,
S/O. LATE KHAZI ABDUL AZEEZ,
AGED ABOUT 66 YEARS,

APPELLANTS NO. 8 AND 9 ARE
R/O.NO.23/1, LASKHAR MOHALLA,
SHIVAMOGGA - 577 201.

THE APPELLANTS 1 TO 7 ARE
REPRESENTED BY THEIR POWER OF
ATTORNEY HOLDER
KHAJI MOHAMMED SIKANDER
S/O.KHAJI MOHAMMED IQBAL
@ K.M.IQBAL, AGED ABOUT 36 YEARS,
AGRICULTURIST, R/O.LUSKAR MOHALLA,
SHIVAMOGGA CITY - 577201.

...APPELLANTS

(BY SRI. S.V. PRAKASH., ADVOCATE (ABSENT))



AND:

1. STATE OF KARNATAKA,
BY ITS PRINCIPAL SECRETARY,
DEPARTMENT OF PUBLIC WORKS,
M.S.BUILDING, BENGALURU - 560 001.
2. THE DEPUTY COMMISSIONER,
SHIVAMOGGA DISTRICT,
SHIVAMOGGA - 577 201.
3. THE ASSISTANT COMMISSIONER,
SHIVAMOGGA SUB-DIVISION,
SHIVAMOGGA - 577 201.
4. THE TAHSILDAR,
SHIVAMOGGA TALUK,
SHIVAMOGGA - 577 201.
5. SRI. KANAKADASA SEVA TRUST,
RAMADOOTHA MIG H.84/B, II STAGE,
KHB COLONY, VINOBBHANAGAR,
SHIVAMOGGA - 577 201,
REPRESENTED BY ITS SECRETARY.

...RESPONDENTS

(BY SRI. B. RAVINDRANATH, AGA FOR R1 TO R4,
SRI. VINOD KUMAR M., ADVOCATE FOR C/R5)

THIS WRIT APPEAL IS FILED UNDER SECTION 4 OF THE KARNATAKA HIGH COURT ACT, 1961, PRAYING TO SET ASIDE THE ORDER DATED:18.11.2025 PASSED BY THE LEARNED SINGLE JUDGE OF THIS HON'BLE COURT IN WP No.9520/2013 THEREBY CONFIRM THE ORDER OF GRANT DATED:24.01.2023 IN No. RD 82 LGS 2012 BY ALLOWING THIS WRIT APPEAL AND CONSEQUENTLY, ALLOW THE WRIT PETITION FILED BY THE APPELLANTS IN WP NO.9520/2013 AS PRAYED FOR THEREIN AND ETC.,



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

CORAM: HON'BLE MR. JUSTICE D K SINGH
and
HON'BLE MR. JUSTICE T.M.NADAF

ORAL JUDGMENT

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

None has put in appearance on behalf of the
appellants in the first call and not even in the revised call.

It appears appellants are not interested in
prosecuting the appeal. We find no other way, but to
dismiss the appeal. Accordingly, we **dismiss** the appeal
for non-prosecution.

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

**Sd/-
(T.M.NADAF)
JUDGE**

PK
List No.: 1 Sl No.: 25
ct-vn