



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

WRIT PETITION NO. 38964 OF 2025 (LB-RES)

BETWEEN:

1. SRI NAGESH C
S/O CHANNEGOWDA,
AGED ABOUT 43 YEARS,
R/AT CHOGONDANAHALLI,
MELEKOTE CROSS, THUBAGERE HOBLI,
DODDABALLAPURA TALUK,
BENGALURU RURAL DIST, PIN-561205

...PETITIONER

(BY SRI. MURALI.M, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS
PRINCIPAL SECRETARY
RURAL DEVELOPMENT AND
PANCHAYATH RAJ DEPARTMENT,
MS BUILDING, AMBEDKAR VEEDHI,
BANGALORE-560001.
2. THE STATE OF KARNATAKA
REPRESENTED BY ITS
PRINCIPAL SECRETARY
REVENUE DEPARTMENT,
MS BUILDING, AMBEDKAR VEEDHI,
BANGALORE-560001.
3. THE CHIEF EXECUTIVE OFFICER (CEO)
BANGALORE RURAL ZILLA PANCHAYATH,
D.C. OFFICE BUILDING, BEERASANDRA,





CHAPPARADAKALLU, KUNDANA HOBLI, DEVANAHALLI
TALUK,
BANGALORE RURAL DIST-562110

4. THE CHEIF EXECUTIVE OFFICER
TALUK PANCHAYATH,
DODDABALLAPURA,
BANGALORE RURAL DIST-561203.
5. THE PANCHAYATH DEVELOPMENT OFFICER(PDO)
MELEKOTE GRAMA PANCHAYATH,
DODDABALLAPURA TALUK,
BANGALORE RURAL DIST-561205
6. THE THASILDHAR
DODDABALLAPURA TALUK,
BANGALORE RURAL DIST, PIN-561203

...RESPONDENTS

(BY SRI.BOPPANNA BELLİYAPPA, AGA FOR R1, R2 & R6
SRI M.S.DEVARAJU, ADVOCATE FOR R3 TO R5)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE WRIT OF MANDAMUS, DIRECTING THE RESPONDENT NO.5 TO CONSIDER THE APPLICATION/REPRESENTATION DATED 7-12-2015, VIDE ANNEXURE-A, IN RESPECT OF RESIDENTIAL HOUSE PROPERTY MEASURING EAST-WEST 30 FEET AND NORTH-SOUTH 40 FEET, CONSTRUCTED IN SY.NO.59 AND 60 OF CHOWGONDAHALLI VILLAGE, THUBAGERE HOBBI, DODDABALLAPURA TALUK, BANGALORE RURAL DIST, AND CONSEQUENTLY ORDER TO REGULARISE THE UNAUTHORISED CONSTRUCTION OF PETITIONER, BY ISSUING REVENUE RECORDS IN THE NAME OF PETITIONER AND ETC.,

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ



ORAL ORDER

1. Learned Additional Government Advocate accepts notice for respondent Nos.1, 2 and 6.
2. Sri M.S.Devaraju, learned counsel accepts notice for respondent Nos.3 to 5.
3. The petitioner is before this Court seeking for the following reliefs:
 - "a) *Issue Writ of Mandamus, directing the respondent No.5 to consider the application/representation dated 7-12-2015, vide **Annexure-A**, in respect of residential house property measuring East-West 30 feet and North-South 40 feet, constructed in Sy.No.59 and 60 of Chowgondahalli village, Thubagere Hobli, Doddaballapura Taluk, Bangalore Rural Dist, and consequently order to regularise the unauthorised construction of petitioner, by issuing revenue records in the name of petitioner and*
 - b) *Issue any other writ or orders/relief's as deems fit by this Hon'ble Court under the facts and circumstances of the above case in the interest of justice and equity."*
2. The grievance of the petitioner is that without considering the representation of the petitioner for regularisation and unauthorised occupation of the petitioner, an order has been passed directing petitioner to vacate the premises.



3. When a representation for regularization is pending, I am of the considered opinion that without orders being passed on the said application for regularization, an order for eviction could not be passed.
4. In that view of the matter, I pass the following:

ORDER

- i. Writ petition is ***partly allowed***.
- ii. The concerned respondent, whether it be respondent No.5 or respondent No.6, is directed to consider the representation of the petitioner dated 07.12.2015 at Annexure-A and pass necessary orders within a period of 30 days from the date of receipt of a copy of this order in accordance with law.
- iii. It is made clear that this Court has not expressed any opinion on the entitlement of the petitioner.
- iv. Until such orders are passed, respondents are restrained from taking any coercive steps against the petitioner for eviction or otherwise.

Sd/-
(SURAJ GOVINDARAJ)
JUDGE