



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

WRIT PETITION NO. 39043 OF 2025 (GM-RES-PIL)

BETWEEN:

1. DR. H.M. KRISHNAMURTHY
S/O. SRI MUNIBYRAIAH
AGED ABOUT 68 YEARS
R/AT NO. 1025, 2ND CROSS
7TH MAIN ROAD, 3RD STAGE
RAJARAJESHWARI NAGAR
BEML LAYOUT
BANGALORE - 560 098

...PETITIONER

(BY SRI S. HEMANTH BHARADWAJ, ADVOCATE)

AND:

1. STATE OF KARNATAKA
SRI ESHWAR KHANDRE
HON'BLE MINISTER OF FOREST, ECOLOGY AND
ENVIRONMENT, VIDHANA SOUDHA
VIDHANA VEEDHI
BANGALORE - 560 001
2. THE PRINCIPAL CHIEF CONSERVATOR
OF FOREST, (EW PRT AND CC)
ARANYA BHAVAN
18TH CROSS, MALLESWARAM
BENGALURU - 560 003

Digitally
signed by K
P SWETHA
Location:
High Court
of Karnataka



3. SRI BALAKRISHNA
MEMBER OF LEGISLATIVE ASSEMBLY
MAGADI, BANGALORE RURAL DISTRICT
BANGALORE
4. GOVERNMENT OF INDIA
MINISTRY OF ENVIRONMENT, FOREST AND
CLIMATE CHANGE
INDIRA PARYAVARAN BHAVAN
JORABAGH ROAD, ALI GUNJ
NEW DELHI - 110 003
5. CHAIRMAN,
KARNATAKA STATE POLLUTION
CONTROL BOARD
PARISARA BHAVANA
4TH AND 5TH FLOORS
NO.49, CHURCH STREET
BANGALORE - 560 001

...RESPONDENTS

(BY SMT. NILOUFER AKBAR, AGA FOR R-1 & 2;
SRI CHANDRASHEKAR L., ADVOCATE FOR R-3;
SRI H. SHANTHI BHUSHAN, DSGI FOR R-4 &
SRI A. MAHESH CHOWDHARY, ADVOCATE FOR R-5)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT, ORDER OR DIRECTION DIRECTING THE RESPONDENT Nos. 1 AND 2 TO PRESERVE AND MAINTAIN THE ENVIRONMENT AND ECOLOGY BY PASSING AN ORDER NOT TO CUT DOWN THE TREES IN Sy. No. 267 SITUATED AT MAGADI, MAGADI TALUK, BANGALORE RURAL DISTRICT & ETC.

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



CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL ORDER

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The petitioner has filed the present petition, *inter alia*, praying that directions be issued to respondent Nos.1 and 2 to preserve and maintain the environment and ecology by passing an order not to cut down trees in Survey No.267, Magadi, Magadi Taluk, Bengaluru Rural District in the interest of justice.
2. The averments made in the present petition indicate that the petitioner's apprehension that trees would be cut down is premised on a statement made by a local legislator regarding construction of a hospital on the said land.
3. We note that the learned Additional Advocate General had made a statement (as recorded in the order dated 30.12.2025) that the present petition is clearly speculative and there is no proposal to divert the subject land or to cut down the trees.



4. In view of the said statement, the present petition is disposed of.

5. Needless to state that if there is any proposal to cut down the trees, necessary approval in accordance with law would be obtained.

**Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE**

**Sd/-
(C.M. POONACHA)
JUDGE**

KPS
List No.: 1 Sl No.: 62