



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 23RD DAY OF MARCH, 2026

BEFORE

THE HON'BLE MS. JUSTICE JYOTI M

WRIT PETITION NO. 100143 OF 2022 (LB-RES)

BETWEEN:

HEMA VEMA CHARITABLE TRUST,
REPRESENTED BY ITS GENERAL SECRETARY,
SHRI S.A. BHARAMGOUDAR,
AGE. MAJOR, OCC. NIL,
R/O. HEMAREDDI MALLAMMA
SAMUDAYA BHAVAN, VIDYANAGAR,
BADAMI, DIST. BAGALKOT-587 201.

... PETITIONER

(BY SRI. JAGADISH PATIL, ADVOCATE)

AND:

1. THE DEPUTY COMMISSIONER,
BAGALKOT, TQ. BAGALKOT,
DIST. BAGALKOT.
2. THE TOWN MUNICIPAL COUNCIL,
BADAMI, REPRESENTED BY ITS CHIEF OFFICER,
TQ. BADAMI, DIST. BAGALKOT-587 201.
3. SHRI TOTAPPA S/O SHIDRAMAPPA SUNKAD,
AGE. 55 YEARS, OCC. SERVICE,
R/O. VIDYANAGAR, BADAMI,
DIST. BAGALKOT-587 201.
4. SHRI APPALAL S/O REVANAPPA,
AGE. 57 YEARS, OCC. SERVICE,
R/O. VIDYANAGAR, BADAMI,
DIST. BAGALKOT-587 201.



5. SHRI MALLIKSAB S/O ABDULSAAB BAGBAN,
AGE: 57 YEARS, OCC: RETIRED,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
6. SHRI. LADSAAB S/O ABDULSAAB YANDIGERI,
AGE: 49 YEARS, OCC: CONTRACTOR,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
7. SHRI ASHOK S/O VEERASANGAPPA SHIVASHIMPI,
AGE: 64 YEARS, OCC: RETIRED LECTURE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
8. SMT. SHAILA D/O BHEEMANNA KRISHNAPUR,
AGE: 49 YEARS, OCC: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
9. SHRI MALLYYA S/O VEERAYYA SAALIMATH,
AGE: 49 YEARS, OCC: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
10. SHRI SUBHAS S/O BASAPPA KOTHI,
AGE: 57 YEARS, OCC: BUSINESS,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587201.
11. SHRI SURESH S/O VASUDEV NEKAR,
AGE: 64 YEARS, OCC: RETIRED,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
12. SHRI NAGAJYOTI W/O VEMAKANT HUNCHALE,
AGE: 49 YEARS, OCC.: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.



13. SHRI. DYAVAPPA S/O PADIYAPPA JUTLAR,
AGE: 58 YEARS, OCC: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
14. DR. RUDRAPPA S/O CHANDAYYA BHANDARI,
AGE: 49 YEARS, OCC: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
15. SHRI SHIVANAND S/O AYYAPPA KANDAGAL,
AGE: 49 YEARS, OCC: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
16. SHRI MARUTI S/O HEERASA PAWAR,
AGE: 49 YEARS, OCC: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.
17. SHRI. ABBAS S/O SHAHABUDDIN DODDAMANI,
AGE: 49 YEARS, OCC.: SERVICE,
R/O: VIDYANAGAR, BADAMI,
DIST: BAGALKOT-587 201.

... RESPONDENTS

(BY SRI. P.N. HATTI, HCGP FOR R1;
SRI. PRAKASH HOSAMANE, ADVOCATE FOR R2;
SRI. SHIVARAJ.S.BALLOLI, ADVOCATE FOR R3-R17)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, SEEKING CERTAIN RELIEFS.

THIS WRIT PETITION IS LISTED FOR PRELIMINARY HEARING IN 'B' GROUP, THIS DAY, AN ORDER IS MADE AS UNDER:



ORAL ORDER

Sri.Jagadish Patil., counsel for the petitioner, Sri.P.N.Hatti., HCGP for respondent No.1 and Sri.Prakash N.Hosamane., counsel for respondent No.2 have appeared in person.

2. The Writ petition is filed seeking a Writ of Certiorari to quash the notice dated:01.01.2022 issued by respondent No.2 vide Annexure-E.

3. Counsel for the respective parties urged several contentions. Heard the arguments and perused the papers with care.

4. A notice was issued for eviction alleging that the petitioner is in unauthorised occupation of the subject land. The petitioner's grievance is that he was not heard and that the principles of natural justice have not been adhered to.

5. Taking note of the said submission, the petitioner is at liberty to submit a suitable reply to the notice dated 01.01.2022 within a period of two weeks from the receipt of a certified copy of this order. Upon receipt of such reply, the authority concerned is directed to consider the same and pass an



order in accordance with law within a period of four weeks therefrom.

6. As there is an interim order passed by this Court, the same shall continue to operate until an order is passed by the authority concerned.

7. With the above observations, the writ petition stands ***disposed of***. It is made clear that this Court has not expressed any opinion on the merits of the case.

Sd/-
(JYOTI M)
JUDGE

MRP
LIST NO.: 1 SL NO.: 58