



IN THE HIGH COURT OF KARNATAKA,

DHARWAD BENCH

DATED THIS THE 22ND DAY OF AUGUST, 2025

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

WRIT PETITION NO. 100234 OF 2025 (GM-RES)

BETWEEN:

SMT GANGUBAI MARUTI MADHURKAR @ BHANDARI
SINCE DECEASED BY HER LRS
SRI. MUTTANNA
S/O MARUTI BHANDARI
AGED ABOUT 48 YEARS,
OCC. BUSINESS,
R/O. NAVANAGAR,
BAGALKOT

...PETITIONER

(BY SRI. PRUTHVI K. S. ,ADVOCATE)

AND:

1. THE CHIEF ENGINEER
BAGALKOT TOWN DEVELOPMENT AUTHORITY
BAGALKOT-587103
2. THE REHABILITATION OFFICER
BAGALKOT TOWN DEVELOPMENT AUTHORITY
BAGALKOT-587103

...RESPONDENTS

(BY SRI. SANJAY S. CHANAL, ADVOCATE FOR R1 AND R2)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI TO QUASH THE IMPUGNED CYCLOSTYLE ORDER/ LETTER/ NOTICE / ENDORSEMENT DATED. 19-12-2024 BEARING NO. PU A/BA PA A PRA/CR/2024-25/2366, PASSED BY THE RESPONDENT NO. 2 VIDE ANNEXURE-E AND ETC.

Digitally signed by
GIRIJA A.
BYAHATTE
Location: High
Court of
Karnataka,
Dharwad Bench,
Dharwad



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

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ)

1. The petitioner is before this Court seeking for the following reliefs:

- a. Issue a writ of certiorari to quash the impugned Cyclostyle order/letter/notice/endorsement dated 19.12.2024 bearing No. Pu A/Ba Pa A Pra/CR/2024-25/2366, passed by the R2 vide Annexure-E*
- b. Issue a writ in the nature of Mandamus directing the respondents to issue NOC in terms of Resolution No. 122 as sought in the application dated 22.02.2024 vide Annexure-C*
- b. Pass such other orders or direction as this Hon'ble Court deems just and proper under the facts and circumstances of the case, in the interest of justice and equity.*

2. During the pendency of the above matter, the respondents have withdrawn the endorsement dated 19.12.2024 at Annexure-E, rendering the prayer at Sl.No.(i), infructuous.

3. Insofar as the prayer at Sl.No.(ii), is concerned an application has been submitted by the petitioner on



22.02.2024 for issuance of NOC in terms of Resolution No.122 in favour of the petitioner, which application has remained unconsidered for nearly one and half years now.

4. In that view of the matter, I pass the following:

ORDER

- i. The Writ petition is ***allowed***.
- ii. A mandamus is issued, directing the respondents to consider an application dated 22.02.2024 at Annexure - C and pass necessary orders within a period of four weeks from the date of receipt of certified copy of this order.

**Sd/-
(SURAJ GOVINDARAJ)
JUDGE**

SR
List No.: 1 Sl No.: 0