



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 25TH DAY OF FEBRUARY, 2026
BEFORE
THE HON'BLE MRS JUSTICE K.S.HEMALEKHA
WRIT PETITION NO.101385 OF 2026 (LR)

BETWEEN:

SRI. SALVADOR S/O. DUMING RODRIGUES
AGED ABOUT 69 YEARS,
RESIDING AT KASARKOD,
KELAGINOOR VILLAGE,
HONAVAR TALUK-581342.

...PETITIONER

(BY SRI CHANDRASHEKHAR GOUDA, ADVOCATE)

AND:

1. THE GOVERNMENT OF KARNATAKA
REPRESENTED BY PRINCIPAL SECRETARY,
REVENUE DEPARTMENT,
VIDHANA SOUDHA, BANGALORE-560001.
2. THE ASSISTANT COMMISSIONER,
OFFICE OF THE ASSISTANT COMMISSIONER,
BHATKAL, BHATKAL TALUK-581320.
3. THE TAHSILDAR,
OFFICE OF THE TAHSILDAR HONAVAR,
TALUK HONAVAR-581-334.
4. SRI SALVADOR
S/O JUVANV RODRIGUES @ LUDRING
AGED ABOUT 75 YEARS,
RESIDING AT KASARKOD,
KELAGINOOR VILLAGE,
HONAVAR TALUK-581342.

...RESPONDENTS

(BY SMT. NANDINI SOMAPUR, AGA FOR NO.1 TO 3)





THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO, CALL FOR THE ENTIRE RECORDS FROM THE 2ND RESPONDENT IF NECESSARY; ISSUE A WRIT OF MANDAMUS OR SUCH OTHER WRIT OR ORDER DIRECTING THE 2ND RESPONDENT-THE ASSISTANT COMMISSIONER, BHATKAL TO PASS APPROPRIATE ORDER, CONSIDERING THE APPLICATION DATED. 27/02/2024 MADE BY THE PETITIONER AT ANNEXURE-A, SEEKING CORRECTION OF CLERICAL AND ARITHMETICAL MISTAKES IN HIS ORDER NO. LRM/7A/SR/12/47 DATED 22/11/2022 IN RESPECT OF THE PROPERTY BEARING SURVEY NO.155/2A AREA 0-13-8 WHEREIN 3/4TH SHARE, WITHIN A REASONABLE TIME, AS PER ANNEXURE-F; AND ETC.

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

CORAM: THE HON'BLE MRS JUSTICE K.S.HEMALEKHA

ORAL ORDER

The petitioner has approached this Court seeking a writ of mandamus directing the 2nd respondent-Assistant Commissioner, Bhatkal to consider and dispose of his application dated 27.02.2024 (Annexure-A), seeking correction of clerical and arithmetical mistakes in the order passed in No.LRM/7A/SR/12/47, dated 22.11.2022 and consequential occupancy certificate issued in Form No.11CCC.



2. Heard learned counsel for the petitioner and learned Additional Government Advocate appearing for the respondents-State.

3. Learned counsel for the petitioner submits that respondent No.2 being the statutory authority is duty bound to consider the rectification application within a reasonable time. It is submitted that the mistakes are clerical and arithmetical in nature and do not require re-adjudication on merits.

4. Learned Additional Government Advocate appearing for respondent Nos.1 to 3 submits that appropriate orders would be passed in accordance with law.

5. Without adverting to the merits and demerits of the contentions urged, since the petitioner seeks only consideration of his representation, a direction to respondent No.2 would meet the ends of justice.



6. Further, as the rectification may affect the interest of respondent No.4, issuance of notice to the said stakeholder before passing orders would be appropriate. Since no adverse order has been passed against respondent No.4 at this stage, formal notice to the said respondent is sought to be dispensed with.

7. Accordingly, this Court pass the following:

ORDER

- i. The writ petition is ***disposed of.***
- ii. Mandamus is issued directing respondent No.2-the Assistant Commissioner to consider the petitioner's application dated 27.02.2024 seeking correction of the 'order' and the 'Occupancy Certificate'.
- iii. Respondent No.2 shall issue notice to the Stakeholder i.e., respondent No.4 and thereafter pass appropriate orders in accordance with law.



- iv. The above exercise shall be completed within a period of three (3) months from the date of receipt of copy of this order.

Sd/-
JUSTICE K.S.HEMALEKHA

EM
CT:VH
List No.: 1 SI No.: 26