



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 24TH DAY OF FEBRUARY 2026

BEFORE

THE HON'BLE MRS JUSTICE K.S.HEMALEKHA

WRIT PETITION NO. 101404 OF 2026 (GM-POLICE)

BETWEEN:

NAIK BROTHERS AND FRIENDS CLUB (R)
MURDESHWAR, TQ. BHATKAL,
UTTAR KANNADA- 581350,
REPRESENTED BY IT'S PRESIDENT,
SHRI. ISHWAR S. NAIK,
AGE. 52 YEARS, OCC. BUSINESS,
R/O. BASTIMAKKI, MAVALLI-I,
MURDESHWAR, TQ. BHATKAL,
UTTAR KANNADA- 581350.

...PETITIONER

(BY SRI. SUHAS K.HOSAMANI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY,
HOME DEPARTMENT, VIDHAN SOUDHA,
BENGALURU-560001.
2. THE SUPERINTENDENT OF POLICE
UTTAR KANNADA DISTRICT,
KARWAR- 581301.





3. THE DEPUTY SUPERINTENDENT OF POLICE
UTTARA KANNADA DISTRICT,
KARWAR-581301.
4. THE CIRCLE POLICE INSPECTOR
RURAL POLICE STATION, BHATKAL,
TQ. BHATKAL,
DIST. UTTAR KANNADA-581320.
5. THE SUB-INSPECTOR OF POLICE
MURDESHWAR POLICE STATION,
TQ. BHATKAL,
DIST. UTTAR KANNADA-581350.

...RESPONDENTS

(BY SRI. PRAVEEN K.UPPAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE WRIT IN THE NATURE OF MANDAMUS DIRECTING THE RESPONDENTS TO ENABLE THE PETITIONER TO CARRY-OUT THE RECREATIONAL ACTIVITIES IN PURSUANCE OF ANNEXURE-A; CONSEQUENTLY A WRIT OF MANDAMUS DIRECTING THE RESPONDENTS NO.2 TO 5 NOT TO REMOVE THE CCTV CAMERAS ALONG WITH DVRs INSTALLED IN THE PREMISES OF THE PETITIONER; 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-Club has approached this Court seeking a writ of mandamus directing respondents Nos.2 to 5-Police Authorities from interfering with the lawful and recreational activities carried on in the petitioner-Club premises and further seeking a direction not to remove the CCTV cameras along with DVRs installed in the premises.

2. Learned counsel for the petitioner submits that in identical circumstances, this Court has disposed of the writ petition by issuing protective directions safeguarding lawful recreational activities while reserving liberty to the Police to act in case of illegality.

3. Learned Additional Government Advocate for respondents-State fairly submits that the matter may be disposed of in terms of the order passed by this Court in similar cases.



4. This Court in several matters concerning recreational clubs, including the decisions in ***Mahalaxmi Friends Club Vs. State of Karnataka and Others***¹ (*Mahalaxmi Friends Club*) has laid down guidelines. In ***Mahalaxmi Friends Club***, it has held at paragraph No.6 as under;

"6. In the light of the aforesaid submission, the present writ petition stands disposed with the following directions:

(i) The petitioner shall install within a period of six weeks, CC TV cameras, at all the places of access to its members and also at all the places, wherein game/s is/are played by the members. The CC TV footage of at least prior 15 days' period shall be made available by the petitioner, to the police, as and when called upon to do so.

(ii) The petitioner shall issue identity card(s) to all its member(s), which shall be produced by the member(s), when called upon by the police, during the raid(s) and surveillance etc.

¹ WP NO.109108/2025 D.D.01.12.2025



(iii) The petitioner shall not allow any non member(s) or the guest(s) of the member(s), to make use of its premises for the purpose of playing any kind of game(s) or recreational activities.

(iv) The petitioner shall not permit any activity by any of its member(s), by indulging in acts of amusement, falling within the definition of Ss.2 (14) & 2 (15) of the Act and shall not permit any game(s) of chance as per Explanation (II) of Sub-section (7) of Section 2 of Karnataka Police Act, 1963. The member(s) shall not be allowed to play any kind of game(s) with stakes or make any profit or gain out of the game(s) played.

(v) The petitioner shall put proper mechanism in place and shall ensure that no game(s) is played in any unlawful manner by the member(s). If the police find that any of the game/s played is/are contrary to any law and in violation of the settled practice, it is open for them to take action against petitioner and the offenders, in accordance with law.

(vi) The jurisdictional police shall have liberty to visit premises periodically and/or on receipt of any information about any unlawful activity being carried on in the petitioner's premises.



(vii) The respondents are directed not to interfere with the lawful recreational activities carried on by the members of the petitioner – Club/Association.

(viii) It is made clear that this order would not come in the way of the jurisdictional police invoking the provisions of the Act and taking action in accordance with law, if the member(s) of the petitioner are found to have indulged in any unlawful or immoral activities.”

5. In view of the submissions made and considering the consistent view taken by this Court in similar matters, no separate adjudication on merits is required.

6. The writ petition deserves to be disposed of in terms of the directions issued in ***Mahalaxmi Friends Club***. The writ petition stands ***disposed of*** accordingly.

Sd/-
JUSTICE K.S.HEMALEKHA