

WA NO. 100078/2026 (LA - RES)

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

[THE STATE OF KARNATAKA AND OTHERS VS. SHIVAPPA
A F BHIMAPPA KACH AND OTHERS]

12.03.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR JUSTICE B.M.SHYAM PRASAD

and

HON'BLE MR JUSTICE SHIVASHANKAR AMARANNAVAR

ORAL ORDER

(PER: HON'BLE MR JUSTICE B.M.SHYAM PRASAD)

Sri K. Shashi Kiran Shetty, the learned Advocate General, while arguing in support for an interim order and stating that the delay in filing the appeal is unintentional, submits that the State Government and its Officers' primary grievance is with the writ Court's direction to the Chief Secretary, Government of Karnataka to enquire into the circumstances in which M/s KNNL has used the lands for construction of canal and to further enquire into whether other organizations have used citizens' properties without initiation or completion of acquisition proceedings.

The learned Advocate General submits that the State Government / its Officers' grievance is on the premise that this direction is outside the scope of the writ petition and would be within the domain of judicial review when such

Digitally signed
by RAKESH S
HARIHAR
Location: High
Court of
Karnataka,
Dharwad Bench

jurisdiction is invoked for the purpose of espousing a public cause.

On a careful consideration, subject to orders on the application for delay, the interim order is granted staying the writ Court's direction for an enquiry into M/s KNNL and other organizations having made *use of the lands of the citizens of the country without completing the acquisition proceedings and calling for an affidavit in this regard.*

The Office of the learned Advocate General is called upon to ensure that copies of the writ appeal papers are served on the chambers of Sri B. P. Matapati, the learned counsels who are on record for the contesting respondents in the writ proceedings for further interim orders, if any.

The needful shall be done at the earliest, and the Office is directed to re-list this writ appeal on **25.03.2026**.

(B.M.SHYAM PRASAD)
JUDGE

(SHIVASHANKAR AMARANNAVAR)
JUDGE

Rsh & Vnp
List No.: 1 Sl No.: 22