

WA NO. 100132/2026 (KLR - RR/SUR)

IN THE HIGH COURT OF KARNATAKA AT DHARWAD
[HANAMANT S/O YANKAPPA HULIHYDER VS. THE DEPUTY
COMMISSIONER AND OTHERS]

09.04.2026
(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 Shriharsh A. Neelopant, the learned Counsel for the appellant, is heard on the grant of ad interim order.

The appellant is not a party to the writ petition in W.P. No.102523/2025. The writ Court has disposed of this writ petition by order dated 01.12.2025 reserving liberty to the petitioner therein [*the fourth respondent*] to file an application for changing revenue entries for the land in Survey No.24 of Mettinalli Village, Tavargere Circle, Kushtagi Taluk directing revenue authorities to consider the same within a certain timeline.

Sri Shriharsh A. Neelopant submits the following in support of the application to prosecute the appeal and for an interim order.

[a] The revenue entries for the subject property have continued in the name of the appellant's forefathers for over decades.

[b] The fourth respondent and others have filed a collusive suit in O.S. No.589/2023 and have filed an application under Order XXIII Rule 3 of the Code of Civil Procedure, 1908 resulting in a compromise decree.

[c] Thereafter, the writ petition in W.P. No.102523/2025 is filed by respondent No.4.

[d] The fourth respondent has suppressed the fact that the appellant has filed a suit in O.S. No.899/2024 calling in question the compromise decree specifically asserting that the fourth respondent would be a stranger to the property and that the suit in O.S. No.589/2023 is a collusive suit.

On the request for an interim order, the learned counsel submits that the revenue authorities are being constrained to change the revenue entries pursuant to the

writ Court's directions notwithstanding the afore
circumstances.

In the light of the afore, and subject to further orders,
including the orders on I.A. No.2/2026, the interim order is
granted staying operation of the writ Court's directions to the
authorities to consider the fourth respondent's application.
The fourth respondent will be at liberty to file an application
for vacating on completion of the pleadings.

Sri Praveen K. Uppar, a learned Additional Government
Advocate is called upon to accept notice for respondents No.1
to 3.

There shall be notice returnable by **15.07.2026** to the
fourth respondent.

(B.M.SHYAM PRASAD)
JUDGE

(SHIVASHANKAR AMARANNAVAR)
JUDGE

KMS
List No.: 2 Sl No.: 10