



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 23RD DAY OF MARCH, 2026
BEFORE
THE HON'BLE MS. JUSTICE JYOTI M
WRIT PETITION NO. 102437 OF 2026 (LA-RES)

BETWEEN:

1. MR. KASHIM SAB
S/O HUSENSAB VALLEPAGOL @ PATIL,
AGE: 61 YEARS, OCC: AGRICULTURE,
R/O: SATTI ROAD, JANAWAD,
TQ: ATHANI, DIST: BELAGAVI-591 240.
2. MR. NABISAB
S/O HUSENSAB VALLEPAGOL @ PATIL,
AGE: 52 YEARS, OCC: AGRICULTURE,
R/O: SATTI ROAD, JANAWAD,
TQ: ATHANI, DIST: BELAGAVI-591 240.
3. MR. BANDENAVAJ
S/O HUSENSAB VALLEPAGOL @ PATIL,
AGE: 51 YEARS, OCC: AGRICULTURE,
R/O: SATTI ROAD, JANAWAD,
TQ: ATHANI, DIST: BELAGAVI-591 240.
4. MR. MIRASAB S/O DASTAGIRSAB PATEL
@ PATIL @ VALLEPAGOL, AGE: 43 YEARS,
OCC: AGRICULTURE AND PRIVATE WORK,
R/O: CCB NO.31, PLOT NO.20/A,
SANGMESHVAR NAGAR, NEAR ICE FACTORY,
TQ: AND DIST: BELAGAVI-590 010.
5. MR. ABDUL MAJID
S/O DASTAGIRSAB PATEL @ PATIL,
AGE: 38 YEARS,
OCC: AGRICULTURE AND PRIVATE WORK,
R/O.: CCB NO.31, PLOT NO. 20/A,
SANGMESHVAR NAGAR, NEAR ICE FACTORY,
TQ: AND DIST.: BELAGAVI-590 010.
6. MR. MUSHTAQ AHMED
S/O DASTAGIRSAB PATEL @ PATIL @ VALLEPAGOL,



AGE: 43 YEARS,
OCC: AGRICULTURE AND PRIVATE WORK,
R/O: CCB NO.31, PLOT NO.20/A,
SANGMESHVAR NAGAR, NEAR ICE FACTORY,
TQ: AND DIST: BELAGAVI-590 010.

7. MR. IBRAHIM S/O MEERSAB PATIL,
AGE: 62 YEARS, OCC: AGRICULTURE,
R/O: SATTI ROAD, JANAWAD,
TQ: ATHANI, DIST: BELAGAVI-591 240.

... PETITIONERS

(BY SRI. MAQBOOLAHAMED.M.PATIL, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
REPRESENTED BY PRINCIPAL SECRETARY,
PUBLIC WORKS DEPARTMENT,
ROOM NO. 335, 3RD FLOOR,
VIKASA SOUDHA, BENGALURU-01.
2. THE DEPUTY COMMISSIONER,
BELAGAVI, DC COMPOUND, BELAGAVI-01.
3. THE TAHASHILDAR,
TAHASHILDAR OFFICER,
TQ: ATHANI, DIST: BELAGAVI-591 304.
4. THE CHIEF ENGINEER,
PWD, C AND B (NORTH),
DHARWAD-580 001.
5. THE SUPERINTENDING ENGINEER,
PWD CIRCLE, BELAGAVI, BELAGAVI-590 001.
- THE EXECUTIVE ENGINEER,
6. PWD DIVISION, CHIKKODI,
TQ: CHIKKODI, DIST: BELAGAVI-591 201.
- THE ASSISTANT EXECUTIVE ENGINEER,
7. PWD, SUB DIVISION,
TQ: ATHANI, DIST: BELAGAVI-591 304.

... RESPONDENTS

(BY SMT. NANDINI.B.SOMAPUR, AGA)



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, SEEKING CERTAIN RELIEFS.

THIS WRIT PETITION IS LISTED FOR PRELIMINARY HEARING, THIS DAY, AN ORDER IS MADE AS UNDER:

ORAL ORDER

Sri.Maqboolahamed M.Patil., counsel for the petitioners and Smt.Nandini.B.Somapur., Additional Government Advocate for the respondents have appeared in person.

2. Though the petition is listed for preliminary hearing, with consent, it is heard finally.

3. The Writ Petition is filed seeking the following prayers:

*"a) Issue a writ in the nature of mandamus directing the Respondent No.1 to 7 to consider the representation dated 31/12/2025 vide **ANNEXURE-G, G1 TO G6.***

*b) Issue a Writ in the nature of mandamus directing the Respondent No.1 to 7 to grant compensation to the Petitioners for loss of land and yield in respect of encroached land measuring 22 Guntas each in Sy No.76/*1+2/1 and Sy No.77/*1 situated in Janwad Village, Tq. Athani and Dist. Dharwad.*

c) Any other reliefs this Hon'ble Court deems fit may please be granted in favour of the present Petitioner."

4. Counsel for the petitioners submits that the petitioners are not pressing prayer (b) at this juncture.



5. The oral submission is noted.

6. As far as prayer (a) is concerned, the petitioners contend that they have submitted representations dated 31.12.2025 vide Annexures – G and G1 to G6. Their grievance is that the same have not been considered as of today.

7. Taking note of the grievance of the petitioners, mandamus is ordered directing respondents 2 and 4 to consider the representations submitted by the petitioners on 31.12.2025 vide Annexures – G and G1 to G6 within four weeks from the receipt of certified copy of this order in accordance with the law, if not considered as of today.

8. With the above observation, writ petition is disposed of. Needless to observe that this Court has not expressed any opinion on the merits of the case.

Sd/-
(JYOTI M)
JUDGE