



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S. KINAGI

WRIT PETITION NO.104721 OF 2023 (GM-RES)

BETWEEN:

SMT. NIRMALA W/O. MURDESHWAR NAIK,
AGE. 45 YEARS, OCC. HOUSEHOLD WORK,
R/O. CHANDRAHITLU, MAVALLI-2,
TQ. MURDESHWAR-581320, DIST. UTTAR KANNADA.

...PETITIONER

(BY SRI. D.J. NAIK, ADVOCATE)

AND:

1. DEPUTY COMMISSIONER,
UTTAR KANNADA, KARWAR-581301,
DIST. UTTAR KANNADA.
2. REGIONAL DIRECTOR (ENVIRONMENT)
NEW KHB COLONY PARISARA BHAVAN
HABBUVADA KARWAR, TQ. KARWAR-581301,
DIST. UTTAR KANNADA.
3. ASSISTANT COMMISSIONER,
BHATKAL, TQ. BHATKAL-581320,
DIST. UTTAR KANNADA.
4. TAHASILDAR
BHATKAL, TQ. BHATKAL-581320,
DIST. UTTAR KANNADA.



5. PANCHAYAT DEVELOPMENT OFFICER,
MAVALLI-2, MURDESHWAR,
TQ. BHATKAL-581320,
DIST. UTTAR KANNADA.
6. UMESH S/O. GANAPATI KERERKATTI,
AGE. 46 YEARS, OCC. BUSINESS,
R/O. CHANDRAHITLU, MAVALLI-2,
TQ. BHATKAL-581320,
DIST. UTTAR KANNADA.
7. ASHOK S/O. MANJUNATH POOJARI,
AGE. 45 YEARS, OCC. BUSINESS,
R/O. CHANDRAHITLU, MAVALLI-2,
TQ. BHATKAL-581320,
DIST. UTTAR KANNADA.
8. GOPAL S/O. MANJAPPA NAIK,
AGE. 48 YEARS, OCC. BUSINESS,
R/O. BAILUR, TQ. BHATKAL-581320,
DIST. UTTAR KANNADA.

...RESPONDENTS

(BY SRI. T. HANAMAREDDY, ADDL. GOVT. ADV. FOR R1 TO R4;
SRI. VENKATESH M.KHARVI, ADVOCATE FOR R5;
SRI. GANAPATI M.BHAT, ADVOCATE FOR R6 AN R7;
NOTICE TO R8 IS SERVED)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO A) ISSUE WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO.1 AND RESPONDENT NO.2 TO CONSIDER THE REPRESENTATION DATED 20-01-2023 FILED BY THE PETITIONER VIDE ANNEXURE-A. B) ISSUE WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO.1 AND RESPONDENT NO.2 TO DEMOLISH THE ILLEGAL CONSTRUCTION AND TO CLEAR THE PATH WAY AND ETC.,.

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



ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE ASHOK S. KINAGI)

1. The petitioner has filed this petition seeking a writ of mandamus directing Respondent Nos.1 and 2 to consider the representation dated 20.01.2023 (Annexure-A), wherein the petitioner has requested for demolition of an alleged illegal construction, and clearance of a pathway constructed in the Coastal Regulation Zone.

2. It is the grievance of the petitioner that Respondent Nos. 1 and 2 have not passed any orders on the said representation. Hence, the present writ petition.

3. Learned Additional Government Advocate submitted that, if reasonable time is granted, Respondent Nos. 1 and 2 will consider the representation at Annexure-A and would pass appropriate orders in accordance with law.

4. In view of the submission made by the learned Additional Government Advocate, the petition is disposed of directing Respondent Nos. 1 and 2 to consider the petitioner's representation at Annexure-A and to pass



appropriate orders in accordance with law, after providing an opportunity of hearing to the petitioner as well as Respondent Nos. 6 to 8.

5. Such an exercise shall be completed within a period of two months from the date of receipt of a copy of this order.

6. Pending applications if any, shall stand disposed of.

Sd/-
(ASHOK S. KINAGI)
JUDGE