



NC: 2026:KHC-D:4669
MFA No. 103836 of 2022
C/W MFA No. 103783 of 2022
MFA No. 104590 of 2022
AND 1 OTHER

IN THE HIGH COURT OF KARNATAKA, DHARWAD BENCH

DATED THIS THE 25TH DAY OF MARCH 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S. KINAGI

MISCELLANEOUS FIRST APPEAL NO.103836 OF 2022 (LAC)

C/W

MISCELLANEOUS FIRST APPEAL NO.103783 OF 2022

MISCELLANEOUS FIRST APPEAL NO.104590 OF 2022

MISCELLANEOUS FIRST APPEAL NO.104591 OF 2022

IN MFA NO.103836/2022

BETWEEN:

THE EXECUTIVE ENGINEER
KNNL, R & R DIVISION, ATHANI -591304,
TAL. ATHANI, DIST. BELAGAVI.

...APPELLANT

(BY SRI. S.M. TONNE, ADV)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER
HIPARGI BARRAGE PROJECT, ATHANI,
TAL. ATHANI, DIST. BELAGAVI 591304.
2. BHIMAPPA BASAPPA NINGANUR
AGE. 66 YEARS, OCC. AGRI.
R/O. NADNESHWAR, TQ. ATHANI-591304,
DIST. BELAGAVI.

...RESPONDENTS

(BY SMT. KIRTELATA R. PATIL, HCGP FOR R1
SRI. B.K. MATHAPATI, ADV FOR R2)

THIS MFA IS FILED U/SEC.54(1) OF LAND ACQUISITION ACT,
AGAINST THE JUDGMENT AND AWARD DATED 05.10.2020 PASSED
IN LAC.NO.129/2014 ON THE FILE OF THE PRINCIPAL SENIOR CIVIL
JUDGE, ATHANI, AWARING THE COMPENSATION OF RS. 3,08,467/-
PER ACRE.

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MFA No. 104590 of 2022
AND 1 OTHER

IN MFA NO.103783/2022

BETWEEN:

THE EXECUTIVE ENGINEER
KNNL, R & R DIVISION, ATHANI -591304,
TAL. ATHANI, DIST. BELAGAVI.

...PETITIONER

(BY SRI. S.M. TONNE, ADV)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER
HIPARGI BARRAGE PROJECT, ATHANI,
TAL. ATHANI, DIST. BELAGAVI 591304.
2. MARUTI PARIS HALINGALI,
AGE. 70 YEARS, OCC. AGRIL,
R/O. NADNESHWAR, TQ. ATHANI-591304.
DIST. BELAGAVI.

...RESPONDENTS

(BY SMT. KIRTELATA R. PATIL, HCGP FOR R1
SRI. B.K. MATHAPATI, ADV FOR R2)

THIS MFA IS FILED U/SEC.54(1) OF LAND ACQUISITION
ACT, AGAINST THE JUDGMENT AND AWARD DATED 05.10.2020
PASSED IN LAC.NO.130/2014 ON THE FILE OF THE PRINCIPAL
SENIOR CIVIL JUDGE, ATHANI, AWARDING THE COMPENSATION
OF RS. 3,76,893/- PER ACRE.

IN MFA NO.104590/2022

BETWEEN:

THE EXECUTIVE ENGINEER
KNNL, R & R DIVISION, ATHANI -591304,
TAL. ATHANI, DIST. BELAGAVI.

...APPELLANT



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MFA No. 104590 of 2022
AND 1 OTHER

(BY SRI. S.M. TONNE, ADV)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER
HIPARGI BARRAGE PROJECT, ATHANI,
TAL. ATHANI, DIST. BELAGAVI 591304.
2. NINGAPPA DHAREPPA YALLATTI,
AGE. 66 YEARS, OCC. AGRIL.,
R/O. NANDESHWAR-591304,
TQ. ATHANI, DIST. BELAGAVI.

...RESPONDENTS

(BY SMT. KIRTI LATA R. PATIL, HCGP FOR R1
SRI. B.K. MATHAPATI, ADV FOR R2)

THIS MFA IS FILED U/SEC.54(1) OF LAND ACQUISITION
ACT, AGAINST THE JUDGMENT AND AWARD DATED 05.10.2020
PASSED IN LAC.NO.126/2014 ON THE FILE OF THE PRINCIPAL
SENIOR CIVIL JUDGE, ATHANI, AWARDED THE COMPENSATION
OF RS. 4,89,788/- PER ACRE.

IN MFA NO.104591/2022

BETWEEN:

THE EXECUTIVE ENGINEER
KNL, R & R DIVISION, ATHANI -591304,
TAL. ATHANI, DIST. BELAGAVI.

...PETITIONER

(BY SRI. S.M. TONNE, ADV)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER
HIPARGI BARRAGE PROJECT, ATHANI,
TAL. ATHANI, DIST. BELAGAVI 591304.
2. DUNDAPPA BHIMAPPA NINGANUR,



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MFA No. 104590 of 2022
AND 1 OTHER

AGE. 66 YEARS, OCC. AGRIL.,
R/O. NANDESHWAR-591304,
TQ. ATHANI, DIST. BELAGAVI.

...RESPONDENTS

(BY SMT. KIRTI LATA R. PATIL, HCGP FOR R1
SRI. B.K. MATHAPATI, ADV FOR R2)

THIS MFA IS FILED U/SEC.54(1) OF LAND ACQUISITION
ACT, AGAINST THE JUDGMENT AND AWARD DATED 05.10.2020
PASSED IN LAC.NO.128/2014 ON THE FILE OF THE PRINCIPAL
SENIOR CIVIL JUDGE, ATHANI, AWARDED THE COMPENSATION
OF RS. 4,31,589/- PER ACRE.

THESE MISCELLANEOUS FIRST APPEALS COMING ON FOR
ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

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

The appellant filed memos stating that on verification of the
valuation of the appeals, it is found that the valuation of the appeals
is below Rs.10,00,000/-. Hence, the appeals have to be presented
before the District Court. He further prayed that the appellant may
be permitted to withdraw the appeals and present it before the
appropriate District Court and further to direct the Office to refund
the court-fee.

Memos are placed on record.



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The appeals are dismissed as withdrawn. Liberty is reserved to the appellant to present the appeals before the jurisdictional District Court.

Office is directed to refund the court-fee in favour of the appellant.

Sd/-
(ASHOK S. KINAGI)
JUDGE

kmv
CT: BSB