

MFA NO. 104116/2025 (LAC)

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

[EXECUTIVE ENGINEER VS. THE SPECIAL LAND
ACQUISITION OFFICER AND ANOTHER]

26.03.2026

(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 P. V. Sambargi, the learned counsel who is on caveat for respondent No.2 and Sri Praveen K. Uppar, the learned Additional Government Advocate, who is called upon to accept notice for respondent No.1 are heard on I.A.No.1 of 2025. The cause shown to explain the delay of 16 days in filing the appeal is accepted, and the application is allowed accordingly.

Sri K. S. Patil, the learned counsel for the appellant, relying upon orders of this Court in MFA No.100315/2025, submits that *[i]* the question is about the land loser's claim for enhancement in compensation for acquisition of land for Basaveshwar (Kempawad) Lift Irrigation Project and *[ii]* this Court in similar circumstances has granted stay subject to

the deposit of 50% of the award amount directing the reference Court to invest the amount in a fixed deposit with a nationalized Bank.

On perusal of the order dated 18.08.2025 in MFA No.100315/2025, the interim order is granted staying the operation of the impugned judgment and award subject to the deposit of 50% of the award amount with the reference Court within eight [8] weeks. The reference Court is called upon to invest this amount in a fixed deposit with any nationalized Bank with instructions for auto-renewal.

The respondent No.2/claimant is at liberty to file an application for such withdrawal of the amount.

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

The Office is directed to secure the Trial Court Records once there is deposit and investment as now directed and re-list this appeal on **23.06.2026**.

(B.M.SHYAM PRASAD)
JUDGE

(SHIVASHANKAR AMARANAVAR)
JUDGE