



**IN THE HIGH COURT OF KARNATAKA, AT DHARWAD**

**DATED THIS THE 24<sup>TH</sup> DAY OF MARCH, 2026**

**BEFORE**

**THE HON'BLE MR. JUSTICE ASHOK S. KINAGI**

**WRIT PETITION NO.107296 OF 2025 (GM-RES)**

**BETWEEN:**

RANGAPPA THIMMAPPA SALAPUR,  
AGE. 64 YEARS, OCC. SELF EMPLOYED,  
R/O. WARD NO.10 CTS NO.126,  
NEAR OLD IB, BAGALKOT- 587101,  
TQ. AND DIST. BAGALKOT.

...PETITIONER

(BY SRI. C.S. SHETTAR, ADVOCATE)

**AND:**

THE REHABILITATION OFFICER,  
BAGALKOT TOWN DEVELOPMENT AUTHORITY,  
BAGALKOT-587101.

...RESPONDENT

(BY SRI. SANJAY CHANAL, ADVOCATE)

Digitally signed  
by  
MOHANKUMAR  
B SHETAR  
Location: HIGH  
COURT OF  
KARNATAKA

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO A. ISSUE A WRIT OF CERTIORARI QUASHING THE IMPUGNED ORDERS/COMMUNICATION BEARING NO.ಪುಟ:ಬಾ.ಪ.ಅ.ಪ್ರಾ:ಸಿಆರ್:2023-24/1016 ISSUED BY RESPONDENT DATED 30.08.2023 VIDE ANNEXURE-G. B. ISSUE A WRIT OF MANDAMUS OR ANY OTHER DIRECTIONS TO THE RESPONDENT AUTHORITY TO CONSIDER THE REPRESENTATION SUBMITTED BY THIS PETITIONER DATED 01.04.2025 VIDE ANNEXURE-J AND ETC.,.



THIS WRIT PETITION, COMING ON FOR ORDERS, 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 writ petition challenging the impugned order/communication dated 30.08.2023 vide Annexure-G and seeks a mandamus directing the respondent to consider the representation submitted by the petitioner on 01.04.2025 vide Annexure-J.

2. Brief facts leading rise to filing of this writ petition are as follows:

3. The petitioner was running a steel fabrication unit under the name and style "Steel Fabricators" from 1989 to 2006 in Ward No.10, CTS No.66/C, Bagalkot. A NOC certificate was issued by the owner of the said property to the petitioner on 13.03.1992. The petitioner requested the licensing authority to issue a certificate of license. The application submitted by the petitioner was verified by CMC, Bagalkot, which certified that the petitioner had a valid license on 08.12.2022.

4. The said land was acquired by the respondent authority. The petitioner filed a detailed application seeking



allotment of an industrial site/plot. HESCOM issued a communication, which shows that the petitioner had availed the electricity facility in CTS No.66/C at Ward No.10 of Bagalkot. Respondent issued letters to CMC as well as HESCOM, Bagalkot requesting to issue the verification regarding the taking of a license by this petitioner as well as taking of electrical facility. CMC, Bagalkot submitted a reply, however respondent, overlooking the communications from CMC, Bagalkot and HESCOM Authorities, rejected the claim of the petitioner.

5. Aggrieved by the same son of the petitioner, filed an application before the respondent authorities under the Right to Information Act. In compliance with the said application, the respondent has issued an endorsement dated 21.12.2023. The petitioner then submitted a representation on 01.04.2025 to the respondent authorities, which was not considered. Hence, this writ petition.

6. Heard the arguments of the learned counsel for the petitioner, and learned the counsel for the respondent.

7. Learned counsel for the petitioner submits that the respondent has passed the impugned order without verifying the records. He submits that the respondent has erred in not



considering the representation submitted by the petitioner. Hence, on this ground prays to allow the petition.

8. *Per contra*, learned counsel for the respondent supports the impugned order.

9. The respondent authority, without considering the communications issued by CMC as well as HESCOM, Bagalkot has issued an impugned endorsement at Annexure-G. From the perusal of the impugned endorsement it indicates that the respondent has not considered the communications issued by HESCOM and CMC, Bagalkot. On this ground alone, it deserves to be quashed.

10. Learned counsel for the respondent further submits that if reasonable time is granted, the respondent authority will consider the representation submitted by the petitioner vide Annexure-J dated 01.04.2025, regarding the allotment of an industrial site, which has not yet been considered.

11. In view of the above discussion, the following order is passed:

**ORDER**

- (i) The writ petition is ***allowed***.



(ii) Impugned endorsement dated 30.08.2023 vide Annexure-G is hereby quashed.

(iii) The respondent is directed to consider Annexure-J and pass an appropriate order in accordance with law within a period of two months from the date of receipt of a certified copy of this order.

(iv) Pending applications, if any, shall stand disposed of accordingly.

**Sd/-**  
**(ASHOK S. KINAGI)**  
**JUDGE**