



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 5TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

WRIT PETITION NO.200322 OF 2025 (KLR-RR/SUR)

BETWEEN:

1. MRS. SHAYADA BEGUM
W/O MOHAMMED GOUSE,
AGED ABOUT 41 YEARS, OCC: BUSINESS
RESIDING AT JERATGI,
TQ. JEWARGI, DIST. KALABURAGI-585310.
2. MR. MOHAMMED RAFIQ
S/O USMAN SAB MULLA,
AGED ABOUT 47 YEARS, OCC: BUSINESS
RESIDING AT TIPPU SULTAN CHOWK
WARD NO.16 WADI,
TQ. CHITTPUR DIST. KALABURAGI-585225.
3. MR. MOHAMMED AZIZ
S/O USMAN SAB MULLA,
AGED ABOUT 44 YEARS, OCC: BUSINESS
RESIDING AT 11/70, WARD NO.16,
NEAR TIPPU SULTAN CHOWK
KAMALIBABA DARGA AREA, WADI
TQ. CHITTAPUR DIST. KALABURAGI-585225.
4. MR. MOHAMMED SALEEM
@MOHAMMED SALEEMMULLA
S/O USMAN SAB,
AGED ABOUT 42 YEARS, OCC: BUSINESS
RESIDING AT NEAR CHUMANI MOHALLA KOUDI
PIRA AREA, NAIKAL
TQ. SHAHAPUR DIST. YADGIR-585319.





5. MR. MOHAMMED ALEEM @MOHAMED ALEEMMULLA
S/O USMAN SAB,
AGED ABOUT 37 YEARS, OCC: BUSINESS
RESIDING AT TIPPU SULTAN CHOWK, WADI,
TQ. CHITTAPUR, DIST. KALABURAGI-585225.

...PETITIONERS

(BY SRI. ABDUL MUQHTADIR, ADVOCATE)

AND:

1. STATE OF KARNATAKA
REPRESENTED BY ITS PRINCIPAL SECRETARY
REVENUE DEPARTMENT, ROOM NO.505,
5TH FLOOR, GATE 3, M.S. BUILDING,
DR. B. R. AMBEDKAR VEEDHI,
BANGALORE-560001.
2. DEPUTY COMMISSIONER, YADGIR
A. BLOCK, DOC CHITTAPUR ROAD,
YADGIR-585202.
3. ASSISTANT COMMISSIONER, YADGIR
A BLOCK FIRST FLOOR, DOC CHITTAPUR ROAD,
YADGIR-585202.
4. TAHSILDAR, WADAGERA,
TAHSILDAR OFFICE, TANDA ROAD,
TQ. WADAGERA
DIST. YADAGIR-585355.
5. KARNATAKA STATE BOARD OF AUQAF
REPRESENTED BY ITS CEO, DARUL AUQAF 6,
CUNNINGHAM ROAD, VASANTH NAGAR,
BANGALORE-560051.

...RESPONDENTS

(BY SRI. VIRANAGOUDA M. BIRADAR, AGA FOR R1 TO R4;
SRI. MD. ZULFIQAR, ADVOCATE FOR R5)



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE AN APPROPRIATE WRIT DIRECTION/S OR ORDER/S; ISSUE APPROPRIATE ORDER/DIRECTION/WRIT IN NATURE OF CERTIORARI TO QUASH THE MUTATION BEARING MR NO.T39 DATED 11.01.2019 VIDE ANNEXURE-B THEREBY QUASH THE ENTRY OF "WAKF ORGANIZATION AND WAKF BOARD BENGALURU" IN COLUMN NO.11 OF SY NO.152/*/
ಮುಲ್ಲಾನ ಹೊಲಾ5, KHATA NO.2501 FROM THE YEAR 2019-20 TO 2023-24 AND SY NO. 152/*/
5, KHATA No.156, FOR THE YEAR 2024-25, MEASURING TOTAL 5 ACRE 21 GUNTAS INCLUDING NET CULTIVABLE 5 ACRE 18 GUNTAS, SITUATED AT VILLAGE NAYAKAL, TQ WADEGERA DIST YADGIRI VIDE ANNEXURE-C TO C4 AND ANNEXURE-E. B) ISSUE AN APPROPRIATE ORDER/DIRECTION/ WRIT IN NATURE OF MANDAMUS DIRECTING THE RESPONDENT NO.4 TO DELETE THE ENTRY OF "WAKF ORGANIZATION AND WAKF BOARD BENGALURU" IN COLUMN NO. 11, SY NO.152/*/
ಮುಲ್ಲಾನ ಹೊಲಾ5, KHATA NO. 2501 FROM THE YEAR 2019-20 TO 2023-24 AND SY NO.152/*/
5, KHATA NO. 156, FOR THE YEAR 2024-25 MEASURING TOTAL 5 ACRE 21 GUNTAS INCLUDING NET CULTIVABLE 5 ACRE 18 GUNTAS SITUATED AT VILLAGE NAYAKAL, TQ WADAGERA, DIST. YADGIRI VIDE ANNEXURE-C TO C4 AND ANNEXURE-E.

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL ORDER

Heard the learned counsel for the petitioners.

2. This petition is filed seeking the following reliefs:



"a)Issue appropriate order/direction/writ in nature of certiorari to quash the Mutation bearing MR No.T39 dated 11.01.2019 vide Annexure-B thereby quash the entry of "Wakf Organization and Wakf Board Bengaluru" in column no.11 of Sy No.152/*/ ಮುಲ್ಲಾನ ಹೊಲಾನ್, Khata No.2501 from the year 2019-20 to 2023-24 and Sy No. 152/*/5, Khata No. 156 for the year 2024-25, measuring total 5 acre 21 Guntas including Net Cultivable 5 Acre 18 Guntas, situated at village Nayakal, Tq. Wadegera Dist Yadgiri vide Annexure-C to C4 and Annexure-E.

b) Issue an appropriate order/direction/ writ in nature of mandamus directing the Respondent no.4 to delete the entry of "Wakf Organization and Wakf Board Bengaluru" in column No. 11 of Sy No.152/*/ ಮುಲ್ಲಾನ ಹೊಲಾನ್, Khata No. 2501 from the year 2019-20 to 2023-24 and Sy No.152/*/5, Khata No. 156, for the year 2024-25 measuring total 5 Acre 21 Guntas including net cultivable 5 acre 18 Guntas situated at village Nayakal, Tq Wadagera, Dist. Yadgiri vide Annexure-C to C4 and Annexure-E.

c) Grant costs,

d) Such other relief/s as this Hon'ble Court may deem fit to grant in the circumstance of the case and in the interest of justice of equity"



3. With the consent of learned counsel appearing for both the parties, the matter is taken up for final disposal.

4. It is the case of the petitioners that initially the Mashaq Sab S/o Maktum Sab was the absolute owner and possessor of the land bearing Sy No.152/*/ ಮುಲ್ಲಾನ ಹೊಲಾ5, Khata No.2501, measuring total 5 acres 21 guntas including 5 acre 18 guntas, situated at village Nayakal, Tq. Wadegara, Dist. Yadgir. It is their contention that later in the year 2018-19 in column No.11 of RTC of land bearing Sy No.152/*/ ಮುಲ್ಲಾನ ಹೊಲಾ5, name is entered as "Wakf Organization and Wakf Board Bangalore" by way of mutation bearing No.T39 dated 11.01.2019 without giving any notice or conducting any enquiry and the same is continued till 2021-22. In the year 2022-23 the Revenue department allotted new Hissa number of Sy No.152/*/ ಮುಲ್ಲಾನ ಹೊಲಾ5, Khata No.2501 as Sy.No.152/*/5, Khata No.2501. In the year 2024-25 the said land was mutated in the name of the petitioners by way of mutation bearing



No. MR No.H5/2024-2025 dated 25.07.2024. But, the entry in column No.11 of Joint Owner RTC of said land, name of "Wakf Organization and Wakf Board Bangalore" is continued till date. Being aggrieved by the same, the petitioners are before this Court.

5. It is submitted that similar identical petition was disposed of by this Court in W.P.No.203065/2023 disposed of on 16.11.2023. Perused the order passed therein.

6. This petition is disposed of in terms of the order passed by this Court in W.P.No.203065/2023 disposed of on 16.11.2023.

7. Accordingly, I pass the following:

ORDER

- i. The petition is disposed of.
- ii. Writ of Certiorari is issued quashing the Mutation bearing MR No.T39 dated 11.01.2019 and a direction is issued to



respondent No.4 to delete the entry made in column No.11 of the record of rights in the name of respondent No.5 in respect of land bearing Sy.No. 152/*/ ಮುಲ್ಲಾನ ಹೊಲಾ5, Khata No.2501 from the year 2019-20 to 2023-24 and Sy.No.152/*/5, Khata No.156, for the year 2024-25 measuring 5 acre 21 guntas including net cultivable 5 acre 18 guntas, situated at village Nayakal, Tq. Wadagera, Dist. Yadgir.

- iii. Respondent No.4 is also directed to restore the name of the petitioners as existed earlier in the record of rights within a period of four weeks from the date of receipt of a copy of this order.

**Sd/-
(PRADEEP SINGH YERUR)
JUDGE**

NJ
List No.: 2 SI No.: 7
CT:SI