



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 27TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

WRIT PETITION NO. 201211 OF 2026 (KLR-RR/SUR)

BETWEEN:

1. SRI SHIVAKUMAR GOUDA
S/O VIRUPAN GOUDA,
AGED ABOUT 72 YEARS,
RESIDENT OF MATMARI VILLAGE,
TALUK: RAICHUR DISTRICT.
2. SRI BASAVARAJ GOUDA
S/O VIRUPANA GOUDA,
AGED ABOUT 70 YEARS,
RESIDENT OF MATMARI VILLAGE,
TALUK: RAICHUR DISTRICT.
3. SRI MALLIKARJUNA GOUDA
S/O VIRUPANA GOUDA,
AGED ABOUT 68 YEARS,
RESIDENT OF MATMARI VILLAGE,
TALUK: RAICHUR DISTRICT.
4. SRI SRINIVASA GOUDA
S/O VIRUPANA GOUDA,
AGED ABOUT 62 YEARS,
RESIDENT OF MATMARI VILLAGE,
TALUK: RAICHUR DISTRICT.
5. SRI NAGARAJA GOUDA
S/O LAKSHMANGOUDA,
AGED ABOUT 35 YEARS,

Digitally signed by
SWETA
KULKARNI
Location: HIGH
COURT OF
KARNATAKA



RESIDENT OF MATMARI VILLAGE,
TALUK:RAICHUR DISTRICT.

...PETITIONERS

**(BY AMEET KUMAR DESHPANDE SENIOR COUNSEL FOR
SRI. MADANKUMAR MITRA, ADVOCATE)**

AND:

1. THE STATE OF KARNATAKA,
BY ITS ADDITIONAL CHIEF SECRETARY
TO GOVERNMENT,
REVENUE DEPARTMENT,
VIKASA SOUDHA, DR. B.R. AMBEDKAR VEEDI,
BENGALURU-560001.
2. THE DEPUTY COMMISSIONER,
RAICHUR DISTRICT, RAICHUR-584 101.
3. THE ASSISTANT COMMISSIONER,
SUB-DIVISION RAICHUR AND CHAIRMAN LAND
TRIBUNAL RAICHUR,
RAICHUR- 584 101.
4. THE TAHSILDAR AND MEMBER SECRETARY
RAICHUR, LAND TRIBUNAL
RAICHUR-584 101.

...RESPONDENTS

(BY SRI MALLIKARJUN SAHUKAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226
AND 227 READ WITH ARTICLE 300-A OF THE CONSTITUTION
OF INDIA, PRAYING TO, A) GRANT A WRIT OR ORDER OR
DIRECTION IN THE NATURE OF MANDAMUS DIRECTING THE
RESPONDENTS TO DETERMINE THE QUANTUM OF
COMPENSATION PAYABLE FOR ILLEGALLY TAKING OVER THE



EXCESS LANDS HOLDINGS OF THE PETITIONERS IN RESPECT OF THE LANDS SITUATED AT MATMARI VILLAGE, RAICHUR TALUK.

Sl.No.	Survey Number	Extent (Acres-Guntas)	Limits
1	73	10-12	Matmari village
2	74	11-36	Matmari village
3	125	19-34	Matmari village
4	126	19-28	Matmari village
5	127	17-12	Matmari village
6	128	11-24	Matmari village
7	489	10-32	Matmari village
8	507/1	10-04	Matmari village
9	516/4	05-06	Matmari village
10	561	11-24	Matmari village
11	562	09-30	Matmari village
12	570/3	03-12	Matmari village
13	602/2	05-26	Matmari village
14	614	16-15	Matmari village
15	160/1	11-39	Matmari village

B) GRANT A WRIT OR ORDER OR DIRECTION IN THE NATURE OF MANDAMUS DIRECTING THE RESPONDENTS TO RESTORE THE PETITIONERS WITH POSSESSION OF THE LANDS WHICH



ARE VESTED WITH GOVERNMENT. C) GRANT A WRIT OR ORDER OR DIRECTION IN THE NATURE OF MANDAMUS DIRECTING THE RESPONDENTS TO MAKE GOOD THE LOSS OF RS.6.00 CRORES SUSTAINED BY THE PETITIONERS FOR OVER FORTY FOUR (44) YEARS. D) GRANT SUCH OTHER ORDER OR WRIT OR DIRECTION AS THIS HONOURABLE COURT MAY DEEM FIT AND PROPER IN THE FACTS AND CIRCUMSTANCES OF THE CASE.

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

CORAM: HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

ORAL ORDER

1. This writ petition under Articles 226 & 227 of the Constitution of India is filed seeking for the following reliefs:-

a) grant a writ or order or direction in the nature of Mandamus directing the Respondents to determine the quantum of compensation payable for illegally taking over the excess lands holding of the Petitioners in respect of the following lands in respect of the following lands situated at Matmari Village, Raichur Taluk.

Sl.No.	Survey Number	Extent (Acres-Guntas)	Limits
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13	602/2	05-26	Matmari village
14	614	16-15	Matmari village
15	160/1	11-39	Matmari village

b) grant a writ or order or direction in the nature of Mandamus directing the Respondents to make good the less of Rs.6.00 crores sustained by the Petitioners for over forty four(44) years:



c) *Grant such other order or writ or direction as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case, in the interest of justice and equity".*

2. Heard Sri Ameeth Kumar Deshapande, Senior Advocate appearing for the petitioners and learned Additional Government Advocate, who is directed to take notice for respondent nos.1 to 4.

3. Petitioners claim to be the owners of the below-mentioned lands, which were subject matter of the order dated 28.10.1981 passed by respondent no.3 – Land Tribunal in Proceedings bearing No. No.LRM NO.176/76-77, LRM NO.332/76-77, LRM NO.373/76-77, LRM NO.374/76-77, LRM NO.375/76-77, LRM NO.376/76-77, LRM NO.377/76-77, LRM NO.390/76-77 and LRM NO.263/76-77:

Sl.No.	Survey Number	Extent (Acres-Guntas)	Limits
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15	160/1	11-39	Matmari village

4. The said order dated 28.08.1981 was questioned before this Court in WP No. 24619 of 1992 and WP No.26388 of 1991. This Court on 10.09.1999 had allowed the said writ petitions and after quashing the order dated 28.10.1981, had remitted the matter to respondent no.1 - Land Tribunal with a direction to dispose of the declaration filed by the original declarant Smt. Lakshamma and Sri M. Surinder Gowda in



consonance with Section 63 of the Land Reforms Act read with Rule 24 of the Land Reforms Rules and dispose of the same. Petitioners claim right over the properties in question under the aforesaid Smt. Lakshamma.

5. Learned Senior counsel for the petitioners submits that though, this Court had remitted the matter to the Land Tribunal with a specific direction to dispose of the declaration of Smt. Lakshamma, in consonance with Section 63 of the Karnataka Land Reform Act and Rule 24 of the Karnataka Land Reform Act, till date, the Land Tribunal has not complied the said order. It is under these circumstances, the petitioners have given representations at Annexures-C, C3 and C4 respectively on 27.11.2017, 14.02.2024 and 20.01.2025 respectively. He submits that, this petition can be disposed of directing the competent authorities to consider and pass appropriate orders on the aforesaid representations at Annexures-C, C3 and C4.

6. Learned AGA appearing on behalf of respondents herein submits that, if some reasonable time is granted, the



representations of the petitioners at Annexures –C, C3 and C4 shall be considered and appropriate orders in accordance with law shall be passed.

7. The submission made on both sides is placed on record.

8. Writ petition is disposed of directing respondent nos.3 and 4 to consider the representations of the petitioners at Annexures - C, C3 and C4 dated 27.11.2017, 14.02.2024 and 20.01.2025 in accordance with law and pass appropriate orders on the same as expeditiously as possible, but not later than a period of four months from the date of receipt of copy of this order.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

NMS
List No.: 1 Sl No.: 13
CT:PK