



**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.200522 OF 2026 (LB-RES)

BETWEEN:

MADAR SAB KHADLIWALE,
S/O YASEEN SAB,
AGE: 85 YEARS, OCC: BUSINESS,
R/O H.NO.7061(OLD) 6-336 (NEW),
NARAYANPUR ROAD, BASAVAKALYAN,
DIST. BIDAR-585327.

...PETITIONER

(BY SRI. LIYAQAT FAREED USTAD, ADVOCATE)

AND:

1. THE COMMISSIONER,
CITY MUNICIPALITY, BASAVAKALYAN,
DIST. BIDAR-585327.
2. ZAMEERUDDIN S/O MADARSAB,
AGED ABOUT 41 YEARS, OCC: BUSINESS,
R/O H.NO.7061/1(OLD) 26-338/1(NEW),
NARAYANPUR ROAD, BASAVAKALYAN,
DIST. BIDAR-585327.

...RESPONDENTS

(BY SRI.GOURISH S.KHASHAMPUR, ADVOCATE FOR R1;
V/O DATED 05.02.2026 NOTICE TO R2 D/W)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE THE WRIT IN NATURE OF MANDAMUS AND THEREBY DIRECT THE RESPONDENT NO.1 TO CONSIDER THE REPRESENTATION DATED 03.09.2025 VIDE ANNEXURE-K.

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





CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL ORDER

Heard the learned counsel for the petitioner.

2. Sri.Gourish S.Khashampur, learned counsel is directed to take notice for respondent No.1.

3. Notice to respondent No.2 is dispensed, as no relief is sought.

4. Petitioner claims to be the absolute owner in possession of property bearing CMC No.7061 (old), 26-338 (new), measuring East-West: 24 mtrs., North-South: 18 mtrs., situated in land bearing Survey No.151 of Basavakalyan. Petitioner made a representation on 02.09.2025 requesting respondent No.1 to register the sale deed in favour of him under Section 73 of the KMC Act. The same is not acted upon by the respondents. Aggrieved by the inaction of the respondents, the petitioner is before this Court.



5. *Per contra*, learned counsel appearing for respondent No.1 who is present before the Court physically contends that the veracity and genuinity of the submissions made herein in this petition and the representation would be considered in accordance with law by providing proper opportunity, if reasonable time is granted.

6. In view of the submission of learned counsel for respondent No.1, as no relief is sought against respondent No.2, this Court deems it appropriate to pass the following:

ORDER

- i. This petition is allowed.
- ii. A writ of mandamus is issued directing respondent No.1 to consider the representation of the petitioner dated 02.09.2025 vide Annexure-K, within a period of four weeks from the date of receipt of a copy of this order.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE