



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 21ST DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

WRIT PETITION NO. 201606 OF 2025 (GM-CPC)

BETWEEN:

REKU S/O SHANTAPPA RATHOD
AGED ABOUT 49 YEARS,
OCC: AGRICULTURE
R/O CHAMANAL, TQ.SHAHAPUR
DIST.YADAGIR-585202

...PETITIONER

(BY SRI G G CHAGASHETTI, ADVOCATE)

AND:

1. GHANU NAIK S/O HARU NAIK
AGE 70 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ/SHAHAPUR
DIST.YADAGIR-585202
2. THAVRU NAIK S/O HARU NAIK
SINCE DECEASED BY LRS
3. GANGU S/O THAVRU NAIK
AGE: 46 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ/SHAHAPUR
DIST.YADAGIR-585202





4. SHANKAR S/O THAVRU NAIK
AGE: 42 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
5. RAMU S/O THAVRU NAIK
AGE: 40 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ/SHAHAPUR
DIST.YADAGIR-585202
6. CHANDRESHEKAR S/O KESU NAIK
AGE: 48 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
7. LAXMAN S/O KESU NAIK
AGE: 40 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
8. VISHWANATH S/O KESU NAIK
AGE: 35 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
9. SEETARAM S/O HARU NAIK
AGE: 66 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
10. KAMLIBAI W/O VIJAYAKUMAR NAIK
AGE: 50 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202



11. VINOD S/O VIJAYAKUMAR NAIK
AGE: 29 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
12. KISHAN S/O TIPPANNA NAIK
DECEASED BY LRS
13. CHAPLIBAI W/O SHANTAPPA NAIK
AGE: 70 YEARS, OCC: AGRICULTURE
AND H.H.WORK
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
14. SHOBHA D/O SHEVU NAIK
AGE: 27 YEARS, OCC: AGRICULTURE
R/O CHAMNAL MADDI THANDA
VILLAGE, TQ. SHAHAPUR
DIST.YADAGIR-585202
15. BHIMABAI W/O TIPPANNA NAIK
SINCE DECEASED BY HER LRS
KISHAN ALSO DIED BY HIS
LRs 12(A) TO 12(F)

...RESPONDENTS

[BY SRI GANESH S. KALBURGI, ADV. FOR IMPEADING R16;
PROPOSED R12(A) TO 12(F) ARE SERVED]

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA, PRAYING TO, I) ISSUE A WRIT OF CERTIORARI AND TO QUASH THE ORDER DATED 07.02.2024 ISSUED BY THE ADDL. CIVIL JUDGE AND JMFC ON I.A.NO.12 IN OS NO. 346/2021 PRODUCED AT ANNEXURE-H; II) ISSUE ANY OTHER SUITABLE WRIT, ORDER OR DIRECTION AS THIS COURT DEEMS FIT UNDER THE FACTS AND CIRCUMSTANCES OF THE CASE.



THIS PETITION, COMING ON FOR FURTHER ORDERS,
THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

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

ORAL ORDER

1. Learned counsel for the petitioner, after arguing the matter for sometime, submits that this writ petition may be dismissed as not pressed with liberty to the petitioner to approach the jurisdictional ADLR and file necessary application for the purpose of conducting survey of the land and also to seek other necessary reliefs.

2. The said submission is placed on record.

3. The Writ Petition is ***dismissed*** as not pressed with liberty as prayed for. It is needless to state that if the petitioner files any application before the jurisdictional ADLR, the same shall be considered in accordance with law without being influenced by the order passed by this Court in this writ petition or by the orders which are impugned in this writ petition.



NC: 2026:KHC-K:3484
WP No. 201606 of 2025

4. In view of disposal of the writ petition, all pending interlocutory applications stand disposed of.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

SWK
List No.: 1 Sl No.: 70