



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 22ND DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

WRIT PETITION NO. 201588 OF 2026 (LA-RES)

BETWEEN:

1. SHRI PUNDALIK S/O MADHAVARAO PATIL
AGE 70 YEARS, OCC AGRICULTURE,
2. SHRI TRIYAMBAKARAO S/O MADHAVRAO PATIL
AGE 77 YEARS, OCC AGRICULTURE,
3. SHRI SURESH S/O MADHAVRAO PATIL
AGE 58 YEARS, OCC AGRICULTURE
4. SHRI SRIMANTRAO DEAD BY LRS
A) SHRI HANAMANTRAO S/O SRIMANTRAO
AGE 58 YEARS, OCC AGRICULTURE

B) SUNIL S/O SHRIMANTRAO
AGE 50 YEARS, OCC AGRICULTURE,

ALL ARE R/O JIRGYAL, TQ BHALKI,
DIST BIDAR 585411

...PETITIONERS

(BY SRI. BASAVARAJ R. MATH, ADVOCATE)

AND:





1. THE SPECIAL DEPUTY COMMISSIONER
AND GROUP MANAGERS LAND ACQUISITION
RECONSTRUCTION AND REHABILITATION,
KRISHNA UPPER PROJECT,
BAGALKOT 587101
2. THE SPECIAL LAND ACQUISITION OFFICER,
UPPER KRISHNA PROJECT,
BHEEMARAYANA GUDI,
SHAHAPUR, TQ SHAHAPUR,
DIST YADGIR-585223
3. THE CHIEF ACCOUNTANT,
LAND ACQUISITION
UKP, NAVANAGAR,
BAGALKOT 587101

...RESPONDENTS

(SRI. SHESHADRI JAISHANKAR, AGA FOR R1 TO R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, BY THE ADVOCATE FOR PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO ISSUE, (A) ISSUE A WRIT IN THE NATURE OF MANDAMUS OR ANY OTHER APPROPRIATE WRIT OR ORDER OR DIRECTION, DIRECTING THE RESPONDENT NOS.1 AND 2 TO CONSIDER THE REPRESENTATIONS DATED 17.04.2025 AT ANNEXURE-D AND REPRESENTATION DATED 09.03.2026 AT ANNEXURE-D1 AND VERIFY THE SAME AND MAKE PROPER CORRECTION AT ANNEXURE-C AND C1 IN THE INTEREST OF JUSTICE, ETC.,

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

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



ORAL ORDER

1. The petitioners are before this Court under Articles 226 & 227 of the Constitution of India, seeking for the following reliefs:

(a) Issue a writ in the nature of mandamus or any other appropriate writ or order or direction, directing the respondent Nos.1 and 2 to consider the representations dated 17.04.2025 at Annexure-D and representation dated 09.03.2026 at Annexure-D1 and verify the same and make proper correction at Annexure-C and C1, in the interest of justice;

(b) Issue a writ in the nature of mandamus or any other appropriate writ or order or direction, directing the respondent No.3 to consider the representation at Annexure-F and to deposit the award amount to the petitioners' Bank accounts through K2 as per direction/letter dated 23.04.2025 passed by the respondent No.2 in the interest of justice.

(c) Pass such other order or direction as deems fit under the circumstances of the case in the interest of justice.

2. Heard the learned counsel for the parties.



3. The petitioners who are brothers claim to be the owners of the property which are described in the table as follows:

Sl.No.	Name	Survey No.	Extent (Acre-Guntas)
1	Pundalikrao S/o. Madhavrao Patil	29/1b (29/1)	5-18
2	Triambakarao S/o. Madhavrao Patil	26/5 (26/2)	3-04
3	Suresh S/o. Madhavrao Patil	29/1/c (29/2/a)	1-22
4	Hanamantrao S/o. Shrimantrao Patil & Sunil S/o. Shrimanthrao	27/2 (27/3)	4-34

4. According to the petitioners their property was acquired for the purpose of construction of Manjra Bridge cum Barrage under Upper Krishna Project, and a general award was passed on 08.04.2009 holding that the petitioners' land are dry land and the market value of the property was fixed at Rs.24,106/- per acre. It appears that, the owners of the adjacent land bearing Survey Nos.30/E and 30/2 had filed an application under Section 18(1) of the Land Acquisition Act, (for short 'the Act') before the respondent No.2 and in LAC No.4/2014, the Reference Court had fixed the market value of the dry lands at Rs.2,01,060/-. Thereafter, the petitioners had filed application under Section



28(A) for re-determination of the compensation granted to them and considering the said application a modified award was passed on 31.08.2024 fixing the market value of the petitioners' land at Rs.1,34,040/- per acre on the ground that, the property bearing Survey Nos.30/E and 30/2, which was subject matter of LAC No.4/2014 were wet lands. After coming to know about the mistake committed by the respondent No.2, the petitioners have given representation at Annexures-D and D1 with a prayer to rectify the error committed by the respondent No.2, while re-determining the compensation based on the application of the petitioners filed under Section 28(A) of the Act. It appears that, the petitioners have also submitted a representation as per Annexure-F before the respondent No.3 to deposit the amount pursuant to the modified award dated 31.08.2024. The grievance of the petitioners is that, the said representations are not considered by the competent authority till date. It is under these circumstances, they are before this Court.



5. Learned Additional Government Advocate appearing on behalf of the respondents submits that, if some reasonable time is granted the representations of the petitioners at Annexures-D and D1 shall be considered by the respondent No.2 and the representation of the petitioners at Annexure-F shall be considered by the respondent No.3 and appropriate orders shall be passed in accordance with law.

6. The said submission is placed on record.

7. The writ petition is partly allowed and a direction is issued to the respondent No.2 to consider the representation of the petitioners at Annexures-D & D1 dated 17.04.2025 and 09.03.2026, respectively and a direction is issued to respondent No.3 to consider the representation of the petitioners at Annexure-F and pass appropriate orders on the same in accordance with law as expeditiously as possible, but not later than a period of four months from the date of receipt of copy of this order. The petitioners are at



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liberty to submit additional documents if any in support of their claim before the competent authorities.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

SVH
List No.: 1 Sl No.: 14