



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 23RD DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

WRIT PETITION NO.202290 OF 2026 (KLR-RR/SUR)

BETWEEN:

HUSSAIN BASHA
S/O ISMAILSA INAMDAR,
AGED ABOUT 67 YEARS, OCC: AGRICULTURE,
R/O B. BAGEWADI, TQ. B. BAGEWADI,
DIST. VIJAYAPUR-586202.

...PETITIONER

(BY SRI. SANTOSHKUMAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
REPRESENTED BY ITS
PRINCIPAL SECRETARY,
DEPARTMENT OF REVENUE,
M.S. BUILDING, BENGALURU-560 001.
2. THE REGIONAL COMMISSIONER,
BELAGAVI, DIST. BELAGAVI-590001.
3. THE DEPUTY COMMISSIONER,
VIJAYAPUR, DIST. VIJAYAPUR-586101.
4. THE ASSISTANT COMMISSIONER,
VIJAYAPUR, DIST. VIJAYAPUR-586101.
5. THE TAHSILDAR, B. BAGEWADI,
DIST. VIJAYAPUR-586202.





6. THE KARNATAKA STATE BOARD OF WAKFS,
"DARULA A WAKF" NO.6,
CUNNINGHAM ROAD,
BENGALURU-560 052
REPRESENTED BY ITS,
CHIEF EXECUTIVE OFFICER.

...RESPONDENTS

(BY SRI. VEERANAGOUDA MALIPATIL, AGA FOR R1 TO R5;
SRI. P. S. MALIPATIL, ADVOCATE FOR R6)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO A) ISSUE A WRIT IN THE NATURE OF CERTIORARI TO QUASH THE IMPUGNED MUTATION BEARING M.R NO. T-565 DATED 11-01-2019, IN RESPECT OF LAND BEARING SY NO. 319/* / HISSA 3 MEASURING 07 ACRES 00 GUNTAS (05 GUNTA PHOT KHARAB-A), SITUATED AT B. BAGEWADI, HOBLI B. BAGEWADI TALUK, B BAGEWADI, DIST VIJAYAPURA, VIDE ANNEXURE-C, B) ISSUE A WRIT IN THE NATURE OF MANDAMUS OR ANY OTHER APPROPRIATE WRIT OR ORDER OR DIRECTION, DIRECTING THE RESPONDENT NO.5 TO DELETE THE NAME OF THE 6TH RESPONDENT, IN RESPECT OF LAND BEARING SY NO.319/* / HISSA 3 MEASURING 07 ACRES 00 GUNTAS (05 GUNTA PHOT KHARAB-A), SITUATED AT B BAGEWADI, HOBLI B BAGEWADI, TALUK B BAGEWADI, DIST VIJAYAPUR, IN COLUMN NO.11 FROM THE RECORD OF RIGHTS VIDE ANNEXURE-D, D1 TO D7, C) PASS SUCH OTHER ORDERS OR DIRECTIONS AS THIS HON'BLE COURT DEEMS JUST AND PROPER UNDER THE FACTS AND CIRCUMSTANCES OF THE CASE AND ALLOW THIS WRIT PETITION, IN THE INTEREST OF JUSTICE AND EQUITY.

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



CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

In this petition, the petitioner seeks the following reliefs:-

A) Issue a writ in the nature of certiorari to quash the impugned mutation bearing M.R.No.T-565 dated 11-01-2019, in respect of land bearing Sy.No.319// Hissa 3 measuring 07 acres 00 guntas (05 guntas phot kharab-a), situated at B. Bagewadi, Hobli B. Bagewadi Taluk, B. Bagewadi, Dist: Vijayapura, vide Annexure-C.*

B) Issue a writ in the nature of mandamus or any other appropriate writ or order or direction, directing the respondent No.5 to delete the name of the 6th respondent, in respect of land bearing Sy.No.319// hissa 3 measuring 07 acres 00 guntas (05 gunta phot kharab-a), situated at B. Bagewadi, Hobli B. Bagewadi, Taluk B. Bagewadi, Dist: Vijayapur, in column No.11 from the record of rights vide Annexures-D, d1 to d7,*

C) Pass such other orders or directions as this Hon'ble Court deems just and proper under the facts and circumstances of the case and allow this writ petition, in the interest of justice and equity.



02. Heard the learned counsel for the petitioner, and the learned Additional Government for respondents No.1 to 5 and learned counsel for the respondent No.6 and perused the material on record.

03. A perusal of the material on record would indicate that under identical / similar circumstances, this Court disposing of the W.P.No.200069/2026 dated 03.02.2026 has passed the order as hereunder:-

"ORAL ORDER

Heard the learned counsel for the petitioners.

2. Learned Additional Government Advocate is directed to take notice for respondent Nos.1 to 4. Sri Naresh V.Kulkarni, learned counsel is directed to take notice for respondent No.5.

3. This petition is filed seeking the following reliefs:

"(a). Issue a writ in the nature of Mandamus or any other appropriate writ or order or direction, directing the respondent No.4 to delete the name of the 5th respondent, in respect of land bearing Sy.No.587//6 (Old Sy.No.587/*/G)*



measuring 05 acres 28 guntas, situated at Kembhavi Village, Hobli Kembhavi, Taluka: Shorapur and Dist: Yadgir in column No.11 from the record of rights for the year 2018-19 to 2025-26 vide Annexure-G, G1 to G6 & G7 in the interest of justice.

(b). Pass such other orders or directions as this Hon'ble Court deems just and proper under the facts and circumstances of the case and allow this Writ Petition, in the interest of justice and equity."

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

5. It is the case of the petitioners that petitioner No.1 is the absolute owner in possession and enjoyment of land bearing Sy.No.587//6 (Old Sy.NO.587/*/G) measuring 03 acres 12 guntas and petitioner No.2 is the absolute owner in possession and enjoyment of land bearing Sy.No.587/*/6 (Old Sy.No.587/*/G) measuring 01 acres 08 guntas out of measuring 05 acres 28 guntas, situated at Kembhavi village, Hobli Kembhavi, Taluk: Shorapur and District: Yadgir and the revenue entries were mutated in the names. It is the*



contention of the learned counsel for the petitioners that the revenue authorities without any basis, cogent reason or without issuing notice and affording opportunity of hearing to the petitioners entered the name of respondent No.5/Wakf Board in column No.11 of the Record of Rights in respect of petitioners' agricultural lands. The petitioners, being aggrieved by the said order of change of entries in the name of respondent No.5/Wakf Board, are before this Court.

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

7. 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.

8. Accordingly, I pass the following:

ORDER

- i. The petition is disposed of.*
- ii. A direction is issued to respondent No.4/Tahsildar 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.587//6 (Old Sy.No.587/*/G) measuring 5 acres 28 guntas situated at Kembhavi Village, Kembhavi Hobli, Shorapur Taluk, Yadgiri District, for the year 2018-2019 to 2025-26 vide Annexures-G and G1 to G7.*

- iii. Respondent No.4/Tahsildar 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."*

04. The aforesaid order passed by this Court under identical / similar circumstances is directly and squarely applicable to the facts of the instant petition which deserves to be allowed and disposed of in terms of the said order.



05. The petition is hereby disposed of in terms of the order dated 03.02.2026 in the case of W.P.No.200069/2026. Accordingly, the following;

ORDER

- I. The petition is disposed of.
- II. A direction is issued to respondent No.5 / Tahsildar to delete the entry made in column No.11 of the record of rights in the name of respondent No.6 in respect of land bearing Sy.No.319/*/ hissa 3 measuring 07 acres 00 guntas (05 gunta phot kharab-a), situated at B. Bagewadi, Hobli B. Bagewadi, Taluk B. Bagewadi, Dist: Vijayapur, vide Annexures-D, D1 to and D7.
- III. Respondent No.5/Tahsildar is also directed to restore the name of the petitioner 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.



Liberty is reserved in favour of the Tahasildar to conduct necessary enquiry and proceed further in the matter.

**Sd/-
(S.R.KRISHNA KUMAR)
JUDGE**

KJJ
LIST NO.: 1 SL NO.: 28
CT:SI