



**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. 202695 OF 2025 (LA-RES)

BETWEEN:

SMT SAVITRA
W/O MALLINATH ADAKE
AGE ABOUT 68 YEARS,
OCC HOUSEHOLD
R/O MAHANTAPPA S KULAKARNI
PLOT NO.33, VIJAYA NAGAR
NEAR VIDYA CHETANA SCHOOL
ALAND ROAD KALABURAGI

...PETITIONER

(BY SRI SANTOSH KUMAR, ADV.)

AND:

1. THE DEPUTY COMMISSIONER
KALABURAGI
2. THE ASSISTANT COMMISSIONER
KALABURAGI
3. THE SPECIAL LAND ACQUISITION OFFICER
KALABURAGI
4. THE EXECUTIVE ENGINEER
DEPARTMENT OF KARNATAKA
ROAD CORPORATION LIMITED
OLD JEWARGI ROAD, KALABURAGI
5. THE CHIEF OFFICER
KARNATAKA ROAD CORPORATION LIMITED (PWD)
SY NO.8, B E C BUILDING
OPP ORION MALL DR RAJAKUMAR ROAD,





RAJAJI NAGAR IST BLOCK
BENGALURU - 560010

...RESPONDENTS

(BY SRI MALLIKARJUN SAHUKAR, AGA FOR R-1 TO 3;
SRI A.M.NAGARAJ, ADV FOR R-4 & R-5.)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT RESPONDENTS NO.1 TO 5 TO CONSIDER THE REPRESENTATION LETTER SUBMITTED BY THE PETITIONER ANNEXURE-A AND DIRECT THE RESPONDENT PAY THE COMPENSATION AS PER LAW ISSUING NOTIFICATION AND PASS AWARD S PER LAND ACQUISITION ACT AND NEW ACT 2013 & ETC.

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. Petitioner is before this Court under Articles 226 & 227 of the Constitution of India seeking for the following reliefs:

"a. Issue a writ order or direction in the nature of mandamus directing the respondent nos.1 to 5 to consider the representation letter submitted by the petitioner Annexure-A and direct the respondent pay the compensation as per law issuing Notification and pass award as per Land Acquisition Act and New Act 2013, in the interest of justice and equity;

b. Direct the respondents no.1 to 5 by way of a writ of mandamus to pay the damages to the petitioner from 07.01.2005 to till today as per law within 04 weeks or



such reasonable time as may be fixed by this Hon'ble Court.

c. Such further or other reliefs be granted to which the petitioner would be found entitled to on the facts and circumstances of the case."

2. Heard the learned Counsel for the parties.
3. Petitioner claims to be the owner of Plot bearing Nos.76 & 77 carved in land bearing Sy. No.83 of Brahampur village, Kalaburagi Taluk and District, having purchased the same under a registered sale deed dated 25.04.1990. According to the petitioner, the aforesaid plots were utilized by the respondents for the purpose of forming the ring road at Kalaburagi, without acquiring the said land and without paying any compensation to the petitioner. It appears that under the said circumstances, the petitioner has submitted a representation to respondent nos.2 & 3 with a prayer to acquire the aforesaid two plots belonging to him and pay compensation. The representation at Annexure-A has been received in the office of the respondents on 17.05.2023. The grievance of the petitioner is that the said representation is not considered till date.



4. Learned AGA submits that respondent nos.2 & 3 are the competent authorities to consider the representation of the petitioner at Annexure-A dated 17.05.2023 and if some reasonable time is granted, the same shall be considered and appropriate orders would be passed.

5. The aforesaid submission is placed on record.

6. Writ petition is allowed in part. A direction is issued to respondent nos.2 & 3 to consider the representation of the petitioner at Annexure-A dated 17.05.2023 and pass appropriate orders on the same in accordance with law, as expeditiously as possible, but not later than a period of three months from the date of receipt of the copy of this order. Respondent nos.2 & 3, if necessary, shall secure the survey report for the purpose of considering the representation of the petitioner effectively.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

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