



IN THE HIGH COURT OF KARNATAKA, KALABURAGI BENCH

DATED THIS THE 9TH DAY OF JANUARY, 2025

BEFORE

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

WRIT PETITION NO. 203441 OF 2023 (LA-RES)

BETWEEN:

THE EXECUTIVE ENGINEER,
KNNL, BHIMA LIFT IRRIGATION DIVISION,
AFZALPUR-585301.

...PETITIONER

(BY SRI. SUDARSHAN M., ADVOCATE)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER,
M & M.I.P, GULBARGA-585102.
2. THE SPECIAL DEPUTY COMMISSIONER,
REHABILITATION AND RESETTLEMENT,
(MAJOR IRRIGATION PROJECTS),
KALABURAGI-585101.
3. THE DEPUTY COMMISSIONER,
GULBARGA-585102.
4. GURUBAL S/O. SHIVAPPA,
AGE: MAJOR, OCC: AGRICULTURE,
5. SHIVAPPA S/O. MALAPPA,
AGE: MAJOR, OCC: AGRICULTURE,

NAGAPPA S/O. BHUTALI,
SINCE DIED BY LRS.
6. GADDEPPA S/O. NAGAPPA,
NAGAPPA S/O. BHUTALI,
AGE: MAJOR, OCC: AGRICULTURE,

SIDDAPPA S/O. BHUTALI,
SINCE DIED BY LRS.
7. KHAJAPPA S/O. SIDDAPPA,
AGE: MAJOR, OCC: AGRICULTURE,





8. SHIVAPPA S/O. BHUTALI,
AGE: MAJOR, OCC: AGRICULTURE,

BEERAPPA S/O. BHUTALI,
SINCE DIED BY LRS
9. SHANKRAPPA S/O. BEERAPPA,
AGE: MAJOR, OCC: AGRICULTURE,

HIRGAPPA S/O. NEELAPPA,
SINCE DIED BY LRS
10. SOMANNA S/O. HIRGAPPA,
AGE: MAJOR, OCC: AGRICULTURE,

BHUTALI S/O. BEERAPPA,
SINCE DIED BY LRS
11. REVANSIDDAPPA S/O. VITTOBA,
AGE: MAJOR, OCC: AGRICULTURE,

DUNDAPPA S/O. KALLAPPA,
SINCE DIED BY LRS
12. BEERAPPA S/O. DUNDAPPA,
AGE: MAJOR, OCC: AGRICULTURE,

BY ALL SPA HOLDER,
13. MALAPPA S/O. BHUTALI,
AGE: MAJOR, OCC: AGRICULTURE,

R/O. MANNUR, TQ: AFZALPUR-585301,
DIST: KALABURAGI.

...RESPONDENTS

(BY SRI. G.B. YADAV, HCGP FOR R1-R3;
SRI. HARSHAWARDHAN R. MALIPATIL, ADVOCATE
FOR R4-R5(A)-13)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227
OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT,
ORDER OR DIRECTION IN THE NATURE OF CERTIORARI, QUASHING
THE IMPUGNED ORDER DATED 31/03/2021, PASSED BY THE



RESPONDENT NO.1 SLAO VIDE ANNEXURE-E BEARING NO. ಕಂ/ವಿಭೂಸ್ವಾ/BLI/II/40/2008-09 ದಿನಾಂಕ 31/03/2022; ISSUE A WRIT, ORDER OR DIRECTION IN THE NATURE OF MANDAMUS, DIRECTING THE RESPONDENT NO.1 SLAO NOT TO AWARD INTEREST UNDER SECTION 34 OF THE LAND ACQUISITION ACT, 1894 AND ETC.

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

ORAL ORDER

(PER: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ)

1. The petitioner is before this Court seeking the following reliefs:

- a) *Issue a writ, order or direction in the nature of certiorari, quashing the impugned order dated 31/03/2021, passed by the Respondent No.1 SLAO vide Annexure-E bearing no. ಕಂ/ವಿಭೂಸ್ವಾ/BLI/II/40/2008-09 ದಿನಾಂಕ 31/03/2022.*
- b) *Issue a writ, order or direction in the nature of mandamus, directing the Respondent No.1 SLAO not to award interest under section 34 of the land Acquisition Act, 1894.*
- c) *Pass such other order in the interest of justice and equity.*

2. Despite several opportunities having been granted to the learned counsel for petitioner to comply with the objections raised by the registry, office



objections have not been complied with, hence
petition stands dismissed for non prosecution.

Sd/-
(SURAJ GOVINDARAJ)
JUDGE

CKK
CT-MCK
List No.: 19 SI No.: 0