



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

WRIT PETITION NO. 203317 OF 2023 (LA-RES)

BETWEEN:

PARWATI W/O SURENDRA HUCHAD,
AGE: MAJOR, OCC: AGRICULTURE,
R/O MAHAGAON AT P O MAHAGAON,
TQ. AND DIST. KALABURAGI-585316.

...PETITIONER

(BY SRI VIJAYA MALLIKARJUNAPPA, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
THROUGH ASSISTANT COMMISSIONER,
KALABURAGI-585101.
2. TAHASILDAR, KAMALAPUR,
TQ. KALBURAGI, DIST.KALABURAGI-585313.
3. HEAD MASTER,
GOVERNMENT HIGHER PRIMARY SCHOOL,
MAHAGAON AT P O MAHAGAON,
TQ. AND DIST. KALABURAGI-585316.

...RESPONDENTS

(BY SRI MALLIKARJUN SAHUKAR, AGA)



THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO 1) ISSUE THE DIRECTION TO THE RESPONDENT NO-1 IN THE FORM OF WRIT OF MANDAMUS TO CONSIDER THE REPRESENTATION DTD: 09/01/2023 I.E ANNEXURE-B GIVEN TO RESPONDENT NO.1 AND DIRECT THE RESPONDENT TO RELEASE THE COMPENSATION AMOUNT TO THE EXTENT OF 3 ACRE IN SY.NO. 399 OUT OF TOTAL EXTENT OF LAND OF 10 ACRES 05 GUNTAS SITUATED AT MAHAGOAN VILLAGE IN TQ: DIST: KALABURAGI; 2) TO PASS ANY OTHER SUITABLE ORDER DEEMS TO BE FIT IN THE INTEREST OF JUSTICE AND EQUITY.

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

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

ORAL ORDER

This Writ Petition is filed under Articles 226 and 227 of the Constitution of India seeking for the following reliefs:

"1) Issue the direction to the respondent no-1 in the form of writ of mandamus to consider the representation dtd: 09/01/2023 i.e Annexure-B given to respondent no.1 and direct the respondent to release the compensation amount to the extent of 3 acre in Sy.No. 399 out of total extent of land of 10 acres 05 guntas situated at Mahagoan village in Tq: Dist: Kalaburagi;

2) To pass any other suitable order deems to be fit in the interest of justice and equity."



2. Heard the learned counsel for the parties.

3. It is the case of the petitioner that she is the absolute owner in possession of the land bearing Sy.No.399 measuring 3 acres situated at Mahagaon village, Kalaburagi district and the said land has been illegally utilized by the respondent without acquiring the same. It is under these circumstances representation at Annexure-C dated 09.01.2023 is submitted by the petitioner for granting compensation. Grievance of the petitioner is that the said representation is not considered till date.

4. Learned Additional Government Advocate appearing on behalf of respondent Nos.1 to 3 submits that the representation at Annexure-C shall be considered and appropriate orders in accordance with law shall be passed if some reasonable time is granted.

5. The said submission is placed on record.



6. The Writ Petition is ***partly allowed*** and a direction is issued to respondent No.1 to consider the representation at Annexure-C dated 09.01.2023 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.

Sd/-
(S.VISHWAJITH SHETTY)
JUDGE

SWK
List No.: 2 SI No.: 2
CT:PK