



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 23RD DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.VISHWAJITH SHETTY

WRIT PETITION NO. 203742 OF 2025 (LA-RES)

BETWEEN:

1. SMT. KAVITA W/O SHARANAPPA MASHALKAR
AGE: 43 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST. KALABURAGI
NOW AT PLOT NO: 21A, B GAIBIPEER NAGAR
RAMWADI NEAR GAIBIPEER DARGA
SOLAPUR 413001
2. SHIVASHARANAPPA S/O PEERAPPA
AGE: 62 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI TQ. DIST. KALABURAGI
3. UMAKANT S/O BABURAO
AGE: 53 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST. KALABURAGI
4. NAGAPPA S/O SAIBANNA
AGE: 46 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST. KALABURAGI
5. NAGANNA S/O RAYAPPA
AGE: 62 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST. KALABURAGI





6. AMOGI S/O SHIVARAYA
AGE: 40 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST: KALABURAGI
7. JAYASHREE W/O BHEEMANNA PYATI
AGE: 45 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST: KALABURAGI
8. MALLIKARJUN S/O SAIBANNA
AGE: 50 YEARS, OCC: AGRICULTURE
R/O HAGARGUNDAGI
TQ. DIST: KALABURAGI

...PETITIONERS

(BY SRI SIDDALING P MUNALI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY
DEPARTMENT OF MINOR IRRIGATION
VIKAS SOUDHA, BENGALURU 560001
2. THE DEPUTY COMMISSIONER
KALABURAGI DISTRICT, KALABURAGI-585101
3. THE ASSISTANT COMMISSIONER
KALABURAGI-585101
4. THE EXECUTIVE ENGINEER
MINOR IRRIGATION DEPARTMENT
KALABURAGI DIVISION
KALABURAGI-585101
5. THE SPECIAL LAND ACQUISITION OFFICER
M AND MIP DIVISION
KALABURAGI-585101

...RESPONDENTS



(BY SRI SHESHADRI JAISHANKAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO, a) ISSUE WRIT OF MANDAMUS DIRECTING THE RESPONDENTS TO CONSIDER THE REPRESENTATIONS OF THE PETITIONERS AS PER ANNEXURE-C DATED 14.06.2024 AND DIRECT THE RESPONDENTS TO DEPOSIT THE INITIAL AMOUNT AND INITIATE ACQUISITION PROCEEDINGS IN RESPECT OF LANDS OF PETITIONERS AND PAY COMPENSATION AS PER ACT TO THE PETITIONERS WITHIN A TIME FRAME AS FIXED BY THE COURT, IN ENDS OF JUSTICE; b) ISSUE ANY WRIT ORDER OR DIRECTION AS THIS COURT DEEMS FIT IN THE CIRCUMSTANCES OF THE CASE, IN THE ENDS OF JUSTICE.

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

Petitioners are before this Court under Articles 226 and 227 of the Constitution of India seeking for the following reliefs:

"a) Issue writ of mandamus directing the respondents to consider the representations of the petitioners as per Annexure-C dated 14.06.2024 and direct the respondents to deposit the initial amount and initiate acquisition proceedings in respect of lands of petitioners and pay compensation as per act to the petitioners within a time frame as fixed by the court, in ends of justice;



b) Issue any writ order or direction as this court deems fit in the circumstances of the case, in the ends of justice."

2. Heard the learned counsel for the petitioners and learned Additional Government Advocate on behalf of the respondents.

3. Petitioners claim that they are the owners in possession of the land bearing Sy.Nos.183, 185/1, 185/2, 185/3, 185/4, 185/5 and 183/1, all situated at Hagargundagi village, Kalaburagi taluk and district. It is the case of the petitioners that portion of the aforesaid land was utilized by the respondents for the purpose of construction of bridge-cum-barrage at Hagargundagi village. According to the petitioners their lands were not acquired and no compensation was paid to them though the said lands were utilized by the respondents for the purpose of construction of bridge-cum-barrage. It appears that under the said circumstances petitioners have submitted representation as per Annexure-C dated 14.06.2024 before respondents with a prayer to acquire



the portion of their land utilized for the purpose of construction of bridge-cum-barrage and pay compensation. Grievance of the petitioners is that the said representation is not considered till date.

4. Learned Additional Government Advocate submits that respondent No.5, who is the competent authority to consider Annexure-C, shall secure a survey report to verify whether the land of the petitioners have been utilized for the purpose of construction of bridge-cum-barrage and based on the same the representation of the petitioners shall be considered and appropriate orders shall be passed in accordance with law, 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.5 to consider the representation of the petitioners at Annexure-C dated 14.06.2024 and pass appropriate orders on the same in



accordance with law after verifying whether the land of the petitioners has been actually utilized for the purpose of construction of bridge-cum-barrage. The said exercise shall be completed by respondent No.5 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.: 1 Sl No.: 7