

**IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION**

CIVIL APPEAL NO(S). 13415 OF 2024

SHANKARAPPA (D) BY LRS. AND ANR.

Appellant(s)

VERSUS

BHEEMARAYA (DEAD) & ORS.

Respondent(s)

ORDER

The appellants before this Court claim to be the original owners and occupants of the land. The occupancy rights were given to the respondents way back in the year 1976 under the Karnataka Land Reforms Act, 1974 (in short, “the Act”).

The order, by which the occupancy rights were given to the respondents, was never challenged by the appellants in any forum for more than 20 years. They ultimately challenged the order in a writ petition, which came before the learned Single Judge of the High Court, where a plea was taken by them that there is a compromise decree regarding the same land of the year 1972, for which as per the compromise decree, they are now in possession and ownership of half of the land i.e. 8 acres, which is a part of that property.

The learned Single Judge of the High Court remanded the

matter back to the Tribunal for reconsideration. This order was challenged before the Division Bench of the High Court by the respondents. The Division Bench, after considering each and every aspect of the matter, including the evidence which were given before the Tribunal, finally gave the occupancy rights to the tillers of the land, which was the purpose of the Act as well. The High Court came to the conclusion that the occupancy rights were rightly given and most importantly, the order of the Tribunal was never challenged by the appellants for 20 long years.

Having gone through the impugned order of the High Court, we are of the view that no interference is required by this Court, in exercise of our jurisdiction under Article 136 of the Constitution of India. The appeal is, accordingly, dismissed.

Pending interlocutory application(s), if any, is/are disposed of.

.....**J.**
[SUDHANSHU DHULIA]

.....**J.**
[PRASHANT KUMAR MISHRA]

New Delhi;
JANUARY 23, 2025.

ITEM NO.107

COURT NO.13

SECTION IV-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 13415/2024

SHANKARAPPA (D) BY LRS. AND ANR.

Appellant(s)

VERSUS

BHEEMARAYA (DEAD) & ORS.

Respondent(s)

Date : 23-01-2025 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SUDHANSHU DHULIA
HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

For Appellant(s) : Mr. Sharanagouda Patil, Adv.
Mrs. Supreeta Patil, Adv.
Mr. Jyotish Pandey, Adv.
M/S. S-legal Associates, AOR

For Respondent(s) : Mr. Shanthkumar V. Mahale, Sr. Adv.
Mr. Madhvendra Singh, Adv.
Ms. Anuradha Bhat, Adv.
Mr. Harisha S.r., AOR

UPON hearing the counsel the Court made the following
O R D E R

The appeal is dismissed in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed
of.

(JAYANT KUMAR ARORA)
ASST. REGISTRAR-CUM-PS

(RENU BALA GAMBHIR)
ASSISTANT REGISTRAR

(Signed order is placed on the file)