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WRIT OR ORDER UNDER ARTICLE 226 OF THE CONSTITUTION

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATE OF THE 24TH DAY OF OCTOBER 2002

WRIT PETITION NO.38954 OF 2002

Sri. S. B. Shankaranarayana Reddy

aged about 64 years,

s/o. late K.V. Basi Reddy,

Agriculturist,

R/o Sakkanahalli

Magundi P.O. Bangarpet Tq.

Kolar District.

DBL 5921/V  
18/12/02  
...Petitioner.

- Vs -

1. State of Karnataka by

its Secretary,

Revenue Department

M.S. Buildings,

Dr. Ambedkar Veedhi,

Bangalore-1

2. The Land Tribunal,

Bangarpet,

...2.

Bangarpet Taluk,  
Kolar District.

3. Smt. Munilakshamma  
major, W/o. late  
Ramachandra Reddy  
R/o. Sakkanahalli  
Magundi P.O.  
Bangarpet Taluk,  
Kolar District.

4. Patel Channa Reddy,  
Since deceased by L.R.  
C. Venkataram Reddy  
72 years, son of late  
Channaraya Reddy,  
R/o. Sakkanahalli Village,  
Bangarpet Taluk,  
Kolar District.

... Respondents.

Writ petition filed by the petitioner under  
Art. 226 of the constitution with an affidavit

...3.

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praying that in the circumstances stated therein  
this court may be pleased to quash the order  
dated:28-9-2002 vide Annexure-D & etc.,

This petition coming on for hearing before  
the Hon'ble Mr. Justice Chandrashekariah and after  
perusing the material Papers relating to the  
petition and after hearing the arguments of  
Shri. G. Papireddy and Sri. G.C.Yogish the advocate  
for the petitioner and those of Shri. M. E.Prabhu,  
GA for R-1 & 2; notice to R-4 dispensed with  
Sri. M. Narayan Reddy, advocate for G/R-3.

It is ordered as follows:-

While <sup>disposing of</sup> ~~allowing~~ this ~~xx~~ petition, the order  
dated:28-9-2002 (vide Annexure-D) in No.TRB/2056/  
/77-78, passed by the Land Tribunal, Bangarpet  
Taluk, be and the same is hereby quashed.

It is further ordered that the Land Tribunal shall permit the third Respondent to participate in the proceedings.

And, it is further ordered that if at all there is any dispute regarding title to the property between the ~~petitioner~~ petitioner and the respondent No.3, it is open for either of the parties to approach the civil court to get their rights settled.

*ABR'Souza* 17/12/02  
Assistant Registrar

copy to R-2  
(order copy enclosed)

Ty. By: C.

R. By: *LDMS*

16.12

C. By: *CL*