

IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT GULBARGA

DATED THIS THE 31ST DAY OF AUGUST, 2012

BEFORE

THE HON'BLE MR. JUSTICE A.S. PACHHAPURE

WRIT PETITION No.83688/2009(LB-RES)

BETWEEN:

PRAKASHRAO S/O. NARAYANRAO GARJE
AGE: 68 YEARS, OCC: BUSINESS
PROPRIETOR OF SUDEEP CLOTH AND
SADI CENTER, SHOP NO.5-4-95 (OLD)
32-4 (NEW), SITUATED AT SHAHAPUR
LOCALITY, MAIN ROAD, BASAVAKALYAN
585327, DIST: BIDAR

...PETITIONER

[BY SRI SACHIN M. MAHAJAN, ADVOCATE]

AND:

1. THE CITY MUNICIPAL COUNCIL
BASAVAKALYAN – 585327
2. THE ASST. COMMISSIONER
BASAVAKALYAN 585327
3. THE TAHASILDAR
BASAVAKALYAN – 585327
4. THE DEPUTY COMMISSIONER
BIDAR

...RESPONDENTS

[BY SRI GOURISH S. KASHAMPUR, ADVOCATE FOR R1
SRI. MANVENDRA REDDY, AGA FOR R2 TO R4]

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THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF CONSTITUTION OF INDIA PRAYING TO ISSUE AN APPROPRIATE WRIT OR ORDER OR DIRECTION PROHIBITING THE RESPONDENTS FROM ILLEGALLY DEMOLISHING THE PROPERTY OF THE PETITIONER MENTIONED IN THE SCHEDULE, WITHOUT RECOURSE TO DUE PROCESS OF LAW AND ETC.

THIS WRIT PETITION COMING ON FOR PRELIMINARY HEARING IN 'B' GROUP THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

The learned counsel for the petitioner submits that the 1st respondent has caused the demolition of the property belonging to the petitioner for widening of the road hence, the present writ petition became infurctuous.

2. The submission of the learned counsel for the petitioner is placed on record. Accordingly, the writ petition is dismissed, as the same became infructuous.

**Sd/-
JUDGE**

Srt