

IN THE HIGH COURT OF KARNATAKA  
CIRCUIT BENCH AT GULBARGA

DATED THIS THE 31<sup>ST</sup> 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]

\* \* \*

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 1<sup>st</sup> respondent has caused the demolition of the property belonging to the petitioner for widening of the road hence, the present writ petition becomes infructuous.

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