

IN THE HIGH COURT OF KARNATAKA  
KALABURAGI BENCH

DATED THIS THE 28<sup>TH</sup> DAY OF APRIL, 2017

BEFORE

THE HON'BLE MR. JUSTICE B.VEERAPPA

**WRIT PETITION NO. 80394/2012**

**&**

**W.P.NO.80681/2012(SC-ST)**

**BETWEEN:**

1. Manik S/o Masaji Gaikwad,  
Age: 52 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.
2. Duryodhan S/o Masaji Gaikwad,  
Age: 42 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.
3. Shesharao S/o Masaji Gaikwad,  
Age: 35 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.
4. Prabhu S/o Masaji Gaikwad,  
Age: 37 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.
5. Angad S/o Krishnaji Gaikwad,  
Age: 47 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.

6. Narayan S/o Krishnaji Gaikwad,  
Age: 42 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.

7. Walmik S/o Krishnaji Gaikwad,  
Age: 37 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.

8. Pratap S/o Krishnaji Gaikwad,  
Age: 35 years, Occ: Agriculture,  
R/o Sastapur village,  
Tq. Basavakalyan, Dist. Bidar-585401.

... Petitioners

(By Sri Ameet Kumar Deshpande, Advocate)

**AND:**

1. The State of Karnataka  
Represented by its Secretary,  
Department of Revenue, M.S.Building,  
Bangalore-560001.

2. The Assistant Commissioner  
Basavakalyan, Dist. Bidar 585401.

3. Smt. Sunita W/o Sanjaysing Hazari,  
Age: 37 years, Occ: Agriculture and Household,  
R/o Rajput Galli, Basavakalyan Town,  
Dist. Bidar 585401.

... Respondents

(By Sri A. Syed Habeed, AGA for R1 and R2)

These Writ Petitions are filed under Articles 226 and 227 of the Constitution of India praying to quash the order

dated 03.11.2011 passed in file No.REV/PTCL/CR-5/2011-12/4788-4793 by the Assistant Commissioner, Basavakalyan, the certified copy of which is at Annexure-B and etc.

These petitions coming on for Orders, this day, the Court made the following:

### **ORDER**

Learned counsel for the petitioners has filed a memo dated 25.04.2017 for withdrawal, which reads as under:

*“The petitioner submits that, in view of the order passed by this Hon’ble court in Writ petition No.204682/2015(SC/ST) dated 13.03.2017 wherein similar order passed by the Deputy Commissioner and the Assistant Commissioner has been quashed and remitted back to Assistant Commissioner to reconsider the matter afresh. Since the impugned order is similar, the petitioner prays that this Hon’ble court may permit to withdraw the writ petition, in the interest of justice.”*

The said memo is placed on record.

The writ petitions are dismissed as withdrawn.

Since the matter was dismissed as withdrawn  
question of taking steps does not arise.

**Sd/-  
JUDGE**

*MSW/JSM*