

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF MARCH 2018

BEFORE

THE HON'BLE MRS.JUSTICE S.SUJATHA

WRIT PETITION NO.2592/2015

C/W

WRIT PETITION NO.2698/2015

WRIT PETITION NO.2725/2015

WRIT PETITION NO.2764/2015

WRIT PETITION NO.4170/2015

WRIT PETITION NO.4580/2015

WRIT PETITION NOS.4725-4728/2015

WRIT PETITION NO.13663/2015

WRIT PETITION NO.23018/2015

WRIT PETITION NO.24235/2015

WRIT PETITION NO.24482/2015

WRIT PETITION NO.24576/2015

WRIT PETITION NOS.25220/2015 & 25500-25501/2015

WRIT PETITION NO.26100/2015

WRIT PETITION NO.26309/2015

WRIT PETITION NO.28174/2015

WRIT PETITION NO.28747/2015

WRIT PETITION NO.21540/2015

WRIT PETITION NO.7495/2016

WRIT PETITION NO.10221/2016 (LB-BMP)

IN WP.No.2592/2015:

BETWEEN:

1. SRI DEVICHAND JAIN.V
S/O VASTHIMALJI
AGED ABOUT 55 YEARS
 2. SMT. KAMALA DEVI
W/O SRI. DEVICHAND JAIN
AGED ABOUT 52 YEARS
BOTH ARE R/AT NO.190
3RD FLOOR, 'BHAVANI MANSION'
AKKIPET, BANGALORE-560 053
- ...PETITIONERS

(BY SRI S.RAJASHEKAR, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
REP. BY ITS PRINCIPAL SECRETARY
DEP. OF URBAN DEVELOPMENT
VIDHANA SOUDHA, BANGALORE-560 001
2. BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE-560 002
REP. BY ITS COMMISSIONER
3. THE COMMISSIONER
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE-560 002
4. THE ASSISTANT REVENUE OFFICER
BRUHAT BANGALORE MAHANAGARA PALIKE
PLANNING SECTION (WEST)
BANGALORE-560 002 ...RESPONDENTS

(BY SRI M.MUNIGANGAPPA, ADVOCATE FOR R1;
SRI K.N.PUTTEGOWDA, ADVOCATE FOR R2 TO R4)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED DEMAND NOTICE DATED 26.11.2014 (ANNEXURE-A) ETC.

IN WP.No.2698/2015:**BETWEEN:**

1. SMT.VIDYA LAKSHMI
D/O. LATE V.K.SRINIVASAN
AGED ABOUT 52 YEARS
R/AT NO.A-107, RAJA PRAKRUTHI APARTMENTS
4TH MAIN, 1ST BLOCK
JAYANAGAR, BANGALORE- 560 011
2. SRI M.S.SIDHU
S/O. SRI RAJINDER SINGH SIDHU
AGED ABOUT 49 YEARS
R/AT NO.17, GRACE VILLA
SANTHRUPHTHINAGAR
2ND MAIN, KOTHNUR MAIN ROAD

J.P.NAGAR 7TH PHASE
 BANGALORE- 560 078
 ALL THE AFOREMENTIONED ARE
 JOINTLY AND SEVERALLY REPRESENTED
 BY THEIR GPA HOLDER
 M/S.SAI SUMUKHA PROPERTIES PVT. LTD.
 A COMPANY REGISTERED UNDER THE
 INDIAN COMPANIES ACT
 HAVING ITS OFFICE AT NO.5
 1ST MAIN ROAD, 1ST CROSS
 VIVEKANANDANAGAR
 BSK III STAGE, BANGALORE- 560 085
 REPRESENTED BY ITS DIRECTOR
 SRI C.RAJINI KUMAR ...PETITIONERS

(BY SRI T.SHESHAGIRI RAO, ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
 N.R.SQUARE, BANGALORE- 560 002
 REPRESENTED BY ITS COMMISSIONER
2. THE JOINT DIRECTOR OF TOWN PLANNING
 BRUHAT BANGALORE MAHANAGARA PALIKE
 N.R.SQUARE, BANGALORE- 560 002
3. STATE OF KARNATAKA
 BY ITS SECRETARY
 URBAN DEVELOPMENT DEPARTMENT
 4TH FLOOR, VIKAS SOUDHA
 DR.AMBEDKAR VEEDHI
 BANGALORE-560 001 ...RESPONDENTS

(BY SRI K.N.PUTTEGOWDA, ADVOCATE FOR R1 & R2;
 SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF
 THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICE
 ORDER DATED 09.06.2010 (ANNEXURE-G) ETC.

IN WP.No.2725/2015:

BETWEEN:

M/S.SAMRUDDHI HOMES
 A PARTNERSHIP FIRM HAVING

ITS OFFICE AT NO.306
 FLAT NO.104, SANJEEV SHINE APARTMENT
 MUNI REDDY LAYOUT
 PANATHUR, BANGALORE- 560 103

REPRESENTED BY ITS
 MANAGING PARTNER
 SRI M.N.SRINIVAS
 S/O.M.N.NARAYANA REDDY
 AGED ABOUT 42 YEARS
 R/AT NO.442D, 14TH CROSS
 BEML LAYOUT, THUBARAHALLI
 BANGALORE- 560 066

...PETITIONER

(BY SRI S.RAJU, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
 BY ITS SECRETARY
 URBAN DEVELOPMENT DEPARTMENT
 4TH FLOOR, VIKASA SOUDHA
 DR.AMBEDKAR VEEDHI
 BANGALORE- 560 001
2. THE COMMISSIONER
 BANGALORE MAHANAGARA PALIKE
 N.R.SQUARE, BANGALORE- 560 002
3. THE JOINT DIRECTOR OF
 TOWN PLANNING (NORTH)
 BRUHAT BANGALORE MAHANAGARA PALIKE
 N.R.SQUARE, BANGALORE- 560 002 ...RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
 SRI R.SUBRAMANYA, ADVOCATE FOR R2 & R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
 OFFICE ORDER DATED 09.06.2010 (ANNEXURE-F) ETC.

IN WP.No.2764/2015:

BETWEEN:

MRS.ASMA KHANUM
 AGED ABOUT 70 YEARS

W/O.MR.NOORAHAMED SHERIFF
 NO.14, HAYES ROAD
 BANGALORE- 560 025
 REPRESENTED BY HER GPA HOLDER
 MR.KHUSRU BASHA
 AGED ABOUT 41 YEARS
 S/O.MR.MUNAVAR BASHA
 R/AT NO.14, HAYES ROAD
 BANGALORE- 560 025

...PETITIONER

(BY SRI R.CHANDRASHEKAR, ADVOCATE)

AND:

1. STATE OF KARNATAKA
 BY ITS SECRETARY
 URBAN DEVELOPMENT DEPARTMENT
 4TH FLOOR, VIKAS SOUDHA
 DR.AMBEDKAR VEEDHI
 BANGALORE- 560 001
2. THE COMMISSIONER
 BANGALORE MAHANAGARA PALIKE
 N.R.SQUARE, BANGALORE- 560 002
3. THE JOINT DIRECTOR OF
 TOWN PLANNING (EAST)
 BRUHAT BANGALORE MAHANAGARA PALIKE
 MAYOHALL, BANGALORE- 560 001 ... RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
 SRI K.N.PUTTEGOWDA, ADVOCATE FOR R2 & R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
 OFFICE ORDER DATED 09.06.2010 (ANNEXURE-F) ETC.

IN WP.No. 4170/2015:

BETWEEN:

SRI KUMAR
 AGED ABOUT 50 YEARS
 S/O. NARASA RAJU
 R/AT NO.1723, ANNAPOORNESHWARI NILAYA

18TH MAIN, 9TH CROSS, NEAR SRI THIRUMALA GIRI
 LAKSHMI VENKATESHWARA TEMPLE
 J.P.NAGAR 2ND PHASE, BANGALORE- 560 078
 REPRESENTED BY HIS GPA
 M/S.M.H.PROMOTERS & DEVELOPERS
 REPRESENTED BY ITS PROPRIETOR
 SRI G.K.HARISH RAJAN
 AGED ABOUT 41 YEARS
 R/AT AVANI SRINGERI NAGAR
 NYANAPPANA HALLI ROAD
 BTM 6TH STAGE, BEGUR POST
 BANGALORE- 560 068

... PETITIONER

(BY SRI T.P.VIVEKANANDA, ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
 N.R.SQUARE, BANGALORE- 560 002
 REPRESENTED BY ITS COMMISSIONER
2. THE ASSISTANT DIRECTOR
 TOWN PLANNING
 BOMMANAHALLI ZONE
 BRUHAT BANGALORE MAHANAGARA PALIKE
 BANGALORE- 560 092
3. STATE OF KARNATAKA
 BY ITS SECRETARY
 URBAN DEVELOPMENT DEPARTMENT
 4TH FLOOR, VIKAS SOUDHA
 DR.AMBEDKAR VEEDHI
 BANGALORE- 560 002

... RESPONDENTS

(BY SRI K.N.PUTTEGOWDA, ADVOCATE FOR R1 & R2;
 SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF
 THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICE
 ORDER DATED 09.06.2010 (ANNEXURE-H) ETC.

IN WP.No.4580/2015 :

BETWEEN:

M/S.SRI ABHIRAM CONSTRUCTIONS
 A PARTNERSHIP CONCERN

AT NO.147/31/13 & 101/2

HARALUKUNTE

BANGALORE- 560 075

REPRESENTED BY ITS PARTNER

GANNAMANI NAGA VIJAY KUMAR

... PETITIONER

(BY SRI SIDDHARTH.B.MUCHANDI, ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ASSISTANT DIRECTOR

2. THE COMMISSIONER
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002

3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001

...RESPONDENTS

(BY SRI K.N.PUTTEGOWDA, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
DEMAND NOTICE DATED 28.11.2014 (ANNEXURE-C) ETC.

IN WP.Nos.4725-4728/2015:

BETWEEN:

1. SRI WILSON REDDY
S/O. LATE A.MARIYAPPA
AGED ABOUT 41 YEARS
R/AT NO.113, M.M.R.ROAD
MARIYANNAPALYA, H.A. FROM POST
BANGALORE- 560 024

2. SRI C.ANTHONY REDDY
S/O. SRI A.CHINNAPPA
AGED ABOUT 38 YEARS

R/AT NO.1, LAKE VIEW ROAD
CHINNAPPA REDDY LAYOUT
MARIYANNAPALYA H.A. FROM POST
BANGALORE- 560 024

3. SRI N.SRINIVAS
S/O. LATE NAGAPPA
AGED ABOUT 38 YEARS
R/AT NO.66/1, A.M.LAYOUT
ST.THOMAS TOWN POST
BANGALORE- 560 084
4. SRI R.PRAKASH
S/O. SRI N.RAJANNA
AGED ABOUT 31 YEARS
R/AT D.KRISHNAPPA LAYOUT
NAGARESHWARA NAGENAHALLI
DR.S.R.K.NAGAR POST
BANGALORE- 560 077

... PETITIONERS

(BY SRI JAGADEESHA.G.M. ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ITS COMMISSIONER
2. THE ASSISTANT JOINT DIRECTOR OF TOWN PLANNING
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, (YELAHANKA DIVISION)
BANGALORE- 560 002
3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001

... RESPONDENTS

(BY SRI K.N.PUTTEGOWDA, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)

THESE WRIT PETITIONS ARE FILED UNDER ARTICLE 226
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
OFFICE ORDER DATED 09.06.2010 (ANNEXURE-D) ETC.

IN WP.No.13663/2015:**BETWEEN:**

MR.SATISH REDDY
 S/O.,MUNI REDDY
 AGED ABOUT 43 YEARS
 R/AT NO.123, BEGUR ROAD
 HONGASANDRA
 BENGALURU- 560 068

...PETITIONER

(BY SRI VENKATESH MURTHY G.R. & S.NISCHAL, ADVOCATES)

AND:

1. STATE OF KARNATAKA, REPRESENTED BY ITS
 SECRETARY TO GOVERNMENT
 DEPARTMENT OF URBAN DEVELOPMENT
 ROOM NO.43, VIKASA SOUDHA
 BENGALURU- 560 002
2. BRUHAT BENGALURU MAHANAGARA PALIKE
 REPRESENTED BY ITS COMMISSIONER
 N.R.SQUARE, BENGALURU- 560 002
3. THE JOINT DIRECTOR OF TOWN PLANNING
 BRUHAT BENGALURU MAHANAGARA PALIKE
 N.R.SQUARE, BENGALURU- 560 002
4. ASSISTANT DIRECTOR (TOWN PLANNING)
 BOMMANAHALLI DIVISION
 BRUHAT BANGALORE MAHANAGARA PALIKE
 BANGALORE- 560 068

...RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
 SRI S.N.PRASHANTH CHANDRA, ADVOCATE FOR R2 TO R4)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
 NOTIFICATIONS DATED 10.03.2006 AND 14.09.2012
 (ANNEXURES-E & G) RESPECTIVELY, ETC.

IN WP.No.23018/2015:**BETWEEN:**

SRI YATHIRAJU.K.
 S/O. A.KRISHNAMA NAIDU

AGED ABOUT 51 YEARS
R/AT NO.193/A, WATER TANK ROAD
BSK III STAGE, III PHASE
IV BLOCK, BANGALORE- 560 083 ...PETITIONER
(BY SRI VENKATESH.R.BHAGAT, ADVOCATE)

AND:

1. THE COMMISSIONER
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
2. THE ASSISTANT DIRECTOR (TOWN PLANNING)
RAJARAJESHWARINAGAR ZONE
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
3. THE STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001 ...RESPONDENTS

(BY SRI I.G.GACHCHINAMATH, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)
THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
OFFICE ORDER DATED 09.06.2010 (ANNEXURE-H) ETC.

IN WP.No.24235/2015:

BETWEEN:

M/S.SHASHIKIRAN INVESTMENTS
A PARTNERSHIP FIRM
HAVING ITS OFFICE AT
NO.10/1/1, JALAHALLI
TUMAKURU ROAD, WARD NO.38
BANGALORE, REPRESENTED BY ITS GPA HOLDER
M/S.CAUVERY ESTATES & PROPERTIES
REPRESENTED BY ITS PARTNER
MR.SHARATH RUKMANGADA ...PETITIONER
(BY SRI PRAVEEN.H.P., ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ITS COMMISSIONER
 2. THE JOINT DIRECTOR OF
TOWN PLANNING (SOUTH)
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
 3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001
- ... RESPONDENTS

(BY SRI I.G.GACHCHINAMATH, ADVOCATE FOR R2 & R3;
SRI M.MUNIGANGAPPA, HCGP FOR R1)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICE ORDER DATED 09.06.2010 (ANNEXURE-J) ETC.

IN WP.No.24482/2015:

BETWEEN:

M/S.SAPTHAGIRI ASSOCIATES
A PARTNERSHIP FIRM
HAVING OFFICE AT NO.1593
35TH CROSS, 15TH MAIN
2ND STAGE, BANASHANKARI
BANGALORE- 560 070
REPRESENTED BY ITS GPA HOLDER

M/S.RADIANT STRUCTURES PVT. LTD.
A REGISTERED COMPANY
HAVING ITS OFFICE AT "SATYAMS'
NO.48/49, 1ST FLOOR, 9TH CROSS
SARAKKI MAIN ROAD
OPP.RAJASHEKAR HOSPITAL
J.P.NAGAR, 1ST PHASE
BANGALORE- 560 078

REP. BY ITS MANAGING DIRECTOR
SRI M.RAGHAVENDRA REDDY
AGED ABOUT 48 YEARS
S/O.B.SANJEEVA REDDY
R/AT OFFICE AT "SATYAMS"
NO.48/49, 1ST FLOOR, 9TH CROSS
SARAKKI MAIN ROAD
OPP.RAJASHEKAR HOSPITAL
J.P.NAGAR, 1ST PHASE
BANGALORE- 560 078

... PETITIONER

(BY SRI MANJUNATHA.S.V., ADVOCATE)

AND:

1. BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REP. BY ITS COMMISSIONER
2. THE ASSISTANT DIRECTOR OF
TOWN PLANNING
BRUHAT BENGALURU MAHANAGARA PALIKE
BOMMANAHALLI ZONE/DIVISION
BOMMANAHALLI, BENGALURU- 560 048
3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001

... RESPONDENTS

(BY SRI I.G.GACHCHINAMATH, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF
THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICE
ORDER DATED 09.06.2010 (ANNEXURE-D) ETC.

IN WP.No.24576/2015:

BETWEEN:

1. SMT.SUSHEELA DEVI PALGOUTA
W/O. SRI SURESH KUMAR JAIN
AGED ABOUT 42 YEARS

R/AT FLAT NO.404, 4TH FLOOR
MOHAN KHEDA APARTMENT
NO.15-23, MILL ROAD
COTTONPET, BENGALURU-560 053

2. SRI K.KISHORE KUMAR
SRI KALUCHAND
AGED ABOUT 37 YEARS
R/AT NO.37, 38, 2ND FLOOR
SANKALESHA COMPLEX
ELUDAKAL AGRAHARAM
MADURAI-625 001
3. SRI PRAKASH KUMAR
S/O. SRI JEETHMAL
AGED ABOUT 36 YEARS
R/AT NO.217/12, D.C. PLAZA
1ST FLOOR, A.S. ACHAR STREET
BENGALURU-560 053
4. SMT. MOSAMBI DEVI
W/O. SRI RAJESH KUMAR
AGED ABOUT 40 YEARS
R/AT NO.6, 2ND FLOOR,
PARASHWANATH APARTMENT
2ND CROSS, AKKIPET
BENGALURU-560 053
5. SRI DILIP KUMAR
S/O. SRI RATANCHAND
AGED ABOUT 38 YEARS
R/AT NO.304/3, VENKATESHAR NAGAR
CABIN ROAD, BHAYANDAR (EAST)
MUMBAI-401 105.
6. SRI VIMAL KUMAR
S/O. SRI RATANCHAND
AGED ABOUT 36 YEARS
R/AT NO.20, MUNIRAMANNA LANE
COTTONPET, BENGALURU-560 053
7. SRI ARJUN SINGH
S/O. SRI VAGAT SINGH
AGED ABOUT 31 YEARS
R/AT NO.345, 6TH MAIN

KUMARASWAMY LAYOUT, 2ND STAGE
BENGALURU-560 078

8. SRI CHHANGAN LAL MALI
S/O. SRI BHARTARAMAJI MALI
AGED ABOUT 36 YEARS
R/AT M/S. POOJA NOVELTY
NO.47/3, SRI NIDHI COMPLEX
P.S.LANE, SANTHUSAPET
BENGALURU-560 053

...PETITIONERS

(BY SRI S.RAJU, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKASA SOUDHA
DR.AMBEDKAR VEEDHI
BENGALURU-560 001
2. THE COMMISSIONER
BENGALURU MAHANAGARA PALIKE,
N.R.SQUARE, BENGALURU-560 002
3. THE ASSISTANT DIRECTOR OF
TOWN PLANNING WEST
BASHYAM PARK, SHESHADRIPURAM
BRUHAT BENGALURU MAHANAGARA PALIKE
BENGALURU-560 020
- ...RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
SRI I.G.GACHCHINAMATH, ADVOCATE FOR R2 AND R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
DEMAND NOTICE DATED 28.05.2015 (ANNEXURE-E) ETC.

IN WP.Nos.25220/2015 & 25500-25501/2015:

BETWEEN:

1. V.KRISHNAPPA
AGED ABOUT 70 YEARS
S/O. LATE J.VENKATARAYAPPA

2. SMT.JAYALAKSHMI
AGED ABOUT 58 YEARS
W/O. V.KRISHNAPPA

3. B.K.SRIDHAR
AGED ABOUT 40 YEARS
S/O. V.KRISHNAPPA

ALL ARE R/AT NO.30, NAGAPPA
BLOCK, PALACE GUTTAHALLI
BANGALORE- 560 003

...PETITIONERS

(BY SRI ANANTHA NARAYANA B.N, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKASA SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001

2. THE COMMISSIONER
BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002

3. THE ASSISTANT DIRECTOR
TOWN PLANNING (WEST)
BRUHAT BENGALURU MAHANAGARA PALIKE
BASHYAN PARK, SHESHADRIPURAM
BANGALORE- 560 002

... RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
SRI I.G.GACHCHINAMATH, ADVOCATE FOR R2 & R3)

THESE WRIT PETITIONS ARE FILED UNDER ARTICLE 226
OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
DEMAND NOTICE DATED 19.05.2015 (ANNEXURE-A) ETC.

IN WP.No.26100/2015:

BETWEEN:

M/S.FORTUNE INDIA BUILDERS AND
DEVELOPERS PVT. LTD.

NO.17, SUNNING DALE
30TH MAIN, 2ND STAGE
BTM LAYOUT

BANGALORE- 560 076

REP. BY ITS MANAGING DIRECTOR

... PETITIONER

(BY SRI VIVEKANANDA.T.P., ADVOCATE)

AND:

1. BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ITS COMMISSIONER

2. THE JOINT DIRECTOR
TOWN PLANNING (SOUTH)
BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002

3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001

... RESPONDENTS

(BY SRI I.G.CHACHINAMATH, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF
THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICE
ORDER DATED 09.06.2010 (ANNEXURE-E) ETC.

IN WP.No.26309/2015:

BETWEEN:

1. SRI NAGARAJU
S/O. SRI MUNIYELLAPPA
AGED ABOUT 44 YEARS
R/AT NO.110, HEBBALA
GUDDADAHALLI ARYAN TOWER
R.T.NAGAR, BENGALURU- 560 032

2. SRI MUNIYAPPA
S/O. SRI MUNIYELLAPPA

AGED ABOUT 41 YEARS
R/AT NO.10, HEBBALA
GUDDADAHALLI ARYAN TOWER
R.T.NAGAR, BENGALURU- 560 032

3. SMT.MARIYAMMA
D/O. SRI MUNIYELLAPPA
AGED ABOUT 44 YEARS
R/AT NO.307, HEBBALA
GUDDADAHALLI ARYAN TOWER
R.T.NAGAR, BENGALURU- 560 032 ...PETITIONERS

(BY SRI RAJU.S., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKASA SOUDHA
DR.AMBEDKAR VEEDHI
BENGALURU- 560 001
2. THE COMMISSIONER
BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BENGALURU- 560 002
3. THE ASST. DIRECTOR OF
TOWN PLANNING EAST, 22ND FLOOR
SUBASH CHANDRA BOSE BUILDING
BRUHAT BENGALURU MAHANAGARA PALIKE
M.G.ROAD, BANGALORE- 560 002 ...RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
SRI I.G.GACHCHINAMATH, ADVOCATE FOR R2 & R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
DEMAND NOTICE DATED 19.06.2015 (ANNEXURE-D) ETC.

IN WP.No.28174/2015:

BETWEEN:

M/S.SRI BALAJI BUILDERS & DEVELOPERS
A PARTNERSHIP FIRM, HAVING ITS

OFFICE AT FLAT NO.109, SUNGLOW RESIDENCY
NEAR SHIVA TEMPLE, HAGADUR VILLAGE
WHITE FIELD POST, BENGALURU- 560 035

REP. BY ITS PARTNERS

1. MR.A.RAMAPPA
S/O.SRI ANJAPPA
AGED ABOUT 37 YEARS

2. MR.A.LAKSHMAPPA
S/O.SRI ANJAPPA
AGED ABOUT 37 YEARS

...PETITIONERS

(BY SRI VISHWANATH.H.M., ADVOCATE)

AND:

1. BRUHAT BENGALURU MAHANAGARA PALIKE
(BBMP), N.R.SQUARE
BANGALORE- 560 002
REP. BY ITS COMMISSIONER

2. THE ASSISTANT DIRECTOR OF TOWN PLANNING
BRUHAT BENGALURU MAHANAGARA PALIKE
MAHADEVAPURA, BENGALURU- 560 048

3. STATE OF KARNATAKA
REPRESENTED BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKASA SOUDHA
DR.AMBEDKAR VEEDHI
BENGALURU- 560 001

... RESPONDENTS

(BY SRI I.G.GACHCHINAMATH, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
ENDORSEMENT/DEMAND NOTICE DATED 10.06.2015
(ANNEXURE-A) ETC.

IN WP.No.28747/2015:

BETWEEN:

SRI M.ARUNKUMAR

S/O. LATE MARISONNAPPA
AGED ABOUT 49 YEARS
R/AT NO.100, 4TH MAIN ROAD
AMARJYOTHI LAYOUT
R.T.NAGAR, BANGALORE- 560 032 ... PETITIONER
(BY SRI VENKATESH.R.BHAGAT, ADVOCATE)

AND:

1. THE COMMISSIONER
BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
 2. THE ASSISTANT DIRECTOR
(TOWN PLANNING), YELAHANKA ZONE
BRUHAT BENGALURU MAHANAGARA PALIKE
BANGALORE- 560 092
 3. THE STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001 ...RESPONDENTS
- (BY SRI I.G.GACHCHINAMATH, ADVOCATE FOR R1 & R2;
SRI M.MUNIGANGAPPA, HCGP FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
OFFICE ORDER DATED 09.06.2010 (ANNEXURE-H) ETC.

IN WP.No.21540/2015:

BETWEEN:

SRI SADHGURU DEVELOPERS
PARTNERSHIP FIRM HAVING
A REGISTERED OFFICE AT SY.NO.17/3
BASAVANAPURA, K.R.PURAM HOBLI
BANGALORE EAST TALUK
BANGALORE- 560 075
REPRESENTED BY ITS PARTNER
MR.K.BHUPAL REDDY

AGED ABOUT 41 YEARS
S/O.K.GOPAL REDDY

... PETITIONER

(BY SRI RAVI PRAKASH.V. ADVOCATE)

AND:

1. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001
2. BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ITS COMMISSIONER
3. THE JOINT COMMISSIONER
MAHADEVPURA RANGE
BRUHAT BENGALURU MAHANAGARA PALIKE
BENGALURU- 560 075
4. THE JOINT DIRECTOR OF
TOWN PLANNING-NORH
BRUHAT BENGALURU MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002 ..RESPONDENTS

(BY SRI M.MUNIGANGAPPA, HCGP FOR R1;
SRI S.N.PRASHANTH CHANDRA, ADVOCATE FOR R2 & R3;
R4 SERVED)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
OFFICE ORDER DATED 30.09.2014 (ANNEXURE-F) ETC.

IN WP.No.7495/2016:

BETWEEN:

M/S.NR GREENWOOD CONSTRUCTION
PRIVATE LIMITED, A COMPANY
INCORPORATED UNDER THE
PROVISIONS OF THE COMPANIES ACT, 1956
HAVING ITS OFFICE AT NO.396
3RD FLOOR, 1ST MAIN, KHM BLOCK

JUDGES COLONY, GANGANAGAR
BANGALORE- 560 032

REPRESENTED BY ITS MANAGING DIRECTOR
MR.C.SRIDHAR
AGED ABOUT 45 YEARS
S/O.KRISHNA MURTHY

...PETITIONER

(BY SRI B.J.KRISHNA, ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ITS COMMISSIONER
2. THE JOINT DIRECTOR OF TOWN PLANNING
BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, YELAHANKA DIVISION
BANGALORE- 560 002
3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001

... RESPONDENTS

(BY SRI V.SREENIDHI, ADVOCATE FOR R1 & R2;
SRI I.THARANATH POOJARY, AGA FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND
227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE
OFFICE ORDER DATED 09.06.2010 (ANNEXURE-D) ETC.

IN WP.No.10221/2016:

BETWEEN:

SRI M.P.RAMACHANDRA
AGED ABOUT 70 YEARS
S/O. LATE MALURU PAPAIAH
R/AT NO.792, 11TH CROSS
ARAVINDANAGAR, OIL MILL ROAD
ST.THOMAS TOWN POST, BANGALORE- 560 084 ...PETITIONER

(BY SRI S.M.MANJUNATHA, ADVOCATE)

AND:

1. BRUHAT BANGALORE MAHANAGARA PALIKE
N.R.SQUARE, BANGALORE- 560 002
REPRESENTED BY ITS COMMISSIONER
 2. THE ASSISTANT DIRECTOR OF TOWN PLANNING
(EAST), BRUHAT BANGALORE MAHANAGARA PALIKE
22ND FLOOR, SUBASH CHANDRA BOSE BUILDING
M.G.ROAD, BANGALORE- 560 001
 3. STATE OF KARNATAKA
BY ITS SECRETARY
URBAN DEVELOPMENT DEPARTMENT
4TH FLOOR, VIKAS SOUDHA
DR.AMBEDKAR VEEDHI
BANGALORE- 560 001
- ... RESPONDENTS

(BY SRI S.J.PURANIK, ADVOCATE FOR R1 & R2;
SRI I.THARANATH POOJARY, AGA FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 OF
THE CONSTITUTION OF INDIA PRAYING TO QUASH THE OFFICE
ORDER DATED 09.06.2010 (ANNEXURE-D) ETC.

THESE WRIT PETITIONS COMING ON FOR FINAL
HEARING, THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

Heard the learned counsel appearing for the
respective parties.

2. It is not in dispute that the issue involved
herein is squarely covered by the order of this Court in the
case of **KARNATAKA STATE HANDICRAFTS
DEVELOPMENT CORPORATION LTD., V/S. STATE OF
KARNATAKA AND OTHERS (W.P.No.49530/2016 AND**

CONNECTED MATTERS, DD 23.03.2018), whereby the writ petitions are allowed quashing the impugned demand notices issued by the respondent-BBMP Authorities, in so far as demanding the payment of the market value of 10% of the plot area towards Park and Open Space Development Charges are concerned.

3. Hence, these writ petitions stand **allowed** in similar terms.

**Sd/-
JUDGE**

KSR