



W.P .No.103526 of 2022

**IN THE HIGH COURT OF KARNATAKA,
DHARWAD BENCH**

DATED THIS THE 31ST DAY OF OCTOBER, 2022

BEFORE

THE HON'BLE MR JUSTICE N.S.SANJAY GOWDA

WRIT PETITION NO. 103526 OF 2022 (LB-RES)

BETWEEN:

NAGARAJ AMBAGER,
AGE. 64 YEARS, OCC. RETIRED,
R/O. VIDYANAGAR, NEAR ZILLA PATRIKA BHAVAN,
HAVERI-581110.

... PETITIONER

(BY SMT. PADMAJA S.TADAPATRI, ADVOCATE)

AND:

1. THE STATE OF KARNATAKA,
THROUGH SECRETARY
DEPARTMENT OF URBAN DEVELOPMENT,
VIDHAN SOUDHA, BENGALURU-560001.
2. THE DEPUTY COMMISSIONER,
OFFICE OF DEPUTY COMMISSIONER,
DIST. HAVERI-581110.
3. THE COMMISSIONER,
CITY MUNICIPAL CORPORATION,
HAVERI-581110.

... RESPONDENTS

(BY SRI. V.S. KULKARNI, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA, PRAYING TO, ISSUE A WRIT IN THE NATURE OF MANDAMUS DIRECTING THE RESPONDENT-2 TO CONSIDER THE REPRESENTATION DATED 15/7/2022 AT ANNEXURE-E & ETC.,



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

ORDER

1. The prayer in this writ petition is for issuance of a mandamus to direct the second respondent to consider the representation submitted, vide Annexure-E.

2. By Annexure-E, the petitioner is seeking for grant of the land. The petitioner contends that the proposal for grant in favour of the petitioner was initially for an extent of 3 guntas 2 annas but only 1,400 sq. ft. had been granted and the petitioner` is therefore seeking for grant of the remaining land as per Annexure-E.

3. Since the petitioner contends that he was already held entitled to be granted 3 guntas 2 annas as per the initial proposal, it would be necessary to direct the second respondent to consider the request of the petitioner in accordance with law.



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4. The second respondent shall take into consideration the resolution that is stated to have been passed, initially, in favour of the petitioner on 23.01.2010 and 21.04.2010, while considering the representation.

5. The said exercise shall be undertaken and completed within a period of three months from the date of receipt of a certified copy of this order.

The writ petition is accordingly disposed off.

**Sd/-
JUDGE**

Vnp*
List No.: 1 Sl No.: 62