



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

**DATED THIS THE 30<sup>TH</sup> DAY OF OCTOBER, 2024**

**PRESENT**

**THE HON'BLE MR. JUSTICE H.T.NARENDRA PRASAD**

**AND**

**THE HON'BLE MR. JUSTICE VENKATESH NAIK T**

**MISCELLANEOUS FIRST APPEAL NO. 102846 OF 2023 (LAC)**

**BETWEEN:**

KARNATAKA NIRAVARI NIGAM LIMITED  
BY ITS EXECUTIVE ENGINEER,  
KNNL, GRBCC, DIV. NO.2,  
HIDKAL DAM-591107, TAL: HUKKERI,  
DIST: BELAGAVI.

...APPELLANT

(BY SRI. K.S.PATIL, ADVOCATE)

**AND:**

1. THE SPECIAL LAND ACQUISITION OFFICER  
HIDKAL DAM PROJECT, HIDKAL DAM 591107.  
TAL. HUKKERI, DIST. BELAGAVI.
2. SRI. VITTAL SHATTU PATIL  
AGE. MAJOR, OCC. AGRICULTURE,  
R/O. KINAYE 590014,  
TAL AND DIST. BELAGAVI.
3. SRI. NARAYAN LAXMAN PATIL  
AGE. MAJOR, OCC. AGRICULTURE,  
R/O. KINAYE 590014.  
TAL. AND DIST. BELAGAVI.
4. SRI. VINOD LAXMAN PATIL  
AGE. MAJOR, OCC.AGRICULTURE,  
R/O. KINAYE 590014.  
TAL. AND DIST. BELAGAVI.

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5. SRI. KRISHNA LAXMAN PATIL  
AGE. MAJOR, OCC. AGRICULTURE,  
R/O. KINAYE-590014,  
TAL. AND DIST. BELAGAVI.
6. SRI. RAJENDRA LAXMAN PATIL  
AGE. MAJOR, OCC. AGRICULTURE,  
R/O. KINAYE 590014.  
TAL. AND DIST. BELAGAVI.  
REP./BY PA HOLDER.
7. THE PRINCIPAL SECRETARY  
REVENUE DEPARTMENT,  
GOVERNMENT OF KARNATAKA,  
M.S.BUILDING, BENGALURU-590001.

...RESPONDENTS

(BY SRI. PRAVEEN K.UPPAR, AGA FOR R1 AND R7)

THIS MFA IS FILED U/SEC.74 (1) OF RIGHT TO FAIR COMPENSATION AND TRANSPARENCY IN LAND ACQUISITION, REHABILITATION AND RESETTLEMENT ACT, 2013, AGAINST THE JUDGMENT AND AWARD DATED 12.03.2019 PASSED IN LAC.NO.1010/2017 ON THE FILE OF THE I ADDITIONAL DISTRICT JUDGE, BELAGAVI, AWARDING COMPENSATION OF RS. 5,40,000/- PER ACRE.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: THE HON'BLE MR. JUSTICE H.T.NARENDRA PRASAD  
AND  
THE HON'BLE MR. JUSTICE VENKATESH NAIK T



**ORAL JUDGMENT**

(PER: THE HON'BLE MR. JUSTICE H.T.NARENDRA PRASAD)

Learned AGA accepts notice for respondent Nos.3 and 4.

2. This appeal is filed by the beneficiary of acquisition under Section 74(1) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (hereinafter referred to as 'the Act', for short) challenging the judgment and award dated 12.03.2019 and 23.03.2019 respectively passed in L.A.C. No.1010/2017 by the learned I Addl. District and Sessions Judge, Belagavi, whereby the Reference Court fixed market value of the acquired land at the rate of Rs.5,40,000/- per acre.

3. There is a delay of 766 days in filing the appeal, which is beyond the statutory permissible limit under the provisions of the Act.

4. In view of the judgment of co-ordinate Bench of this Court in M.F.A. No.102543/2022, disposed off on 23.09.2024, the present appeal is not maintainable.



5. Accordingly, this appeal is ***dismissed*** in terms of judgment of this Court in M.F.A. No.102543/2022, dated 23.09.2024.

**Sd/-**  
**(H.T.NARENDRA PRASAD)**  
**JUDGE**

**Sd/-**  
**(VENKATESH NAIK T)**  
**JUDGE**

RSH  
Ct:vh  
List No.: 3 Sl No.: 4