

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU****DATED THIS THE 27TH DAY OF MARCH, 2024****BEFORE****THE HON'BLE MR JUSTICE R DEVDAS****WRIT PETITION NO. 8398 OF 2024 (KLR-RES)****BETWEEN:**

1. SRI. HANUMANTHARAYAPPA,
S/O LATE SRI. NARAYANAPPA,
AGED ABOUT 58 YEARS,
2. SRI. NARASIMHAMURTHY,
S/O LATE SRI. NARAYANAPPA,
AGED ABOUT 50 YEARS,

BOTH ARE RESIDING AT
SADARI VEEDI,
MANEPALLE VILLAGE,
ANANTAPUR - 515 331.

...PETITIONERS

(BY SRI. N. KEMPEGOWDA, ADVOCATE FOR
SRI. SOMASHEKARA K.M, ADVOCATE)

**AND:**

1. DEPUTY COMMISSIONER,
CHIKKABALLAPUR DISTRICT,
CHIKKABALLAPUR - 562 101.
2. ASSISTANT COMMISSIONER,,
CHIKKABALLAPUR SUB DIVISION,
GOWRIBIDANUR TALUK,
CHIKKABALLAPUR - 562 101.



3. TAHSILDAR,
GOWRIBIDANUR TALUK,
GOWRIBIDANUR - 561 208.

...RESPONDENTS

(BY SRI. SESHU V, HCGP)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECTING THE R3 TO TRANSFER THE REVENUE RECORDS IN THE NAME OF PETITIONERS BY WAY OF INHERITANCE IN SY. NO. 10/3 MEASURING 5.00 ACRES OUT OF 10 ACRES 04 GUNTAS SITUATED AT HUNASENAHALLI VILLAGE, NAGARAGERE HOBLI, GOWRIBIDANUR TALUK, CHIKKABALLAPUR DISTRICT IN TERMS OF REPRESENTATION DATED 13/09/2023 VIDE ANNEXURE-H.

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

ORDER

R.DEVDAS J., (ORAL):

Learned High Court Government Pleader is directed to take notice for all respondents.

2. It is the contention of the petitioners that their father, Sri. Narayanappa, purchased 5 acres of land in Sy.No. 10/3 of Hunasenahalli, Nagaragere hobli, Gowribidanur



Taluk, Chikkaballapura District, under registered sale deed 28.04.1980. The two other pieces of property in the same survey number were purchased by Smt.Nagamma W/o Thimmaiah and Smt.Narasamma W/o Narayanappa. It is contended that the names of Smt.Nagamma and Smt.Narasamma have been entered in the land records. However, the name of the petitioners' father was not entered in the land records. The petitioners' father, Sri. Narayanappa, died on 04.12.1996. The petitioners have given a representation on 13.09.2023 to respondent No.3-Tahsildar, Gowribidanur Taluk, to register the katha in the name of the legal heirs of Sri.Narayanappa, on the strength of the registered sale deed on 28.04.1980. The Tahsildar has not passed any orders on the representation given by the petitioners. Therefore, the prayer in the writ petition is to issue a writ of mandamus directing respondent No.3-Tahsildar to transfer the revenue records in the name of the petitioners by way of inheritance.

3. Having regard to the contentions of the petitioners and the prayer made in the writ petition, this Court is of the considered opinion that, at any rate, respondent No.3-



Tahsildar, Gowribidanur Taluk, is bound to consider the representation given by the petitioners. The Tahsildar is required to issue notice to all concerned and thereafter pass necessary orders in accordance with law.

4. Consequently, the writ petition stands disposed of with a specific direction of the Tahsildar, Gowribidanur Taluk, to consider the representation dated 13.09.2023 given by the petitioners and proceed in accordance with law and in the light of the observations made herein above, as expeditiously as possible, and at any rate, conclude the proceedings within a period of two months from the date of receipt of a copy of this order.

Ordered accordingly.

Learned High Court Government Pleader is permitted to file memo of appearance within a period of four weeks.

**Sd/-
JUDGE**

rv
List No.: 1 Sl No.: 7