

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 16TH DAY OF APRIL, 2014

B E F O R E

THE HON'BLE MR. JUSTICE A.N. VENUGOPALA GOWDA

WRIT PETITION NO.16898/2014 (LB-RES)

BETWEEN:

SMT. SHOBHA
W/O RAMESH
AGED ABOUT 35 YEARS
R/AT SARASWATHI JEWELLERS
OLD BUS STAND ROAD
JAVAGAL, ARASIKERE TALUK
HASSAN - 573 201.

...PETITIONER

(BY SRI V.N.JAGADEESH, ADV.)

AND:

1. THE STATE OF KARNATAKA
DEPARTMENT OF HOUSING
VIKASA SOUDHA
BANGALORE - 560 001
REP. BY ITS SECRETARY
2. KARNATAKA HOUSING BOARD
CAUVERY BHAVAN
BANGALORE - 560 009
REP. BY ITS COMMISSIONER

... RESPONDENTS

(BY SRI H.T.NARENDRA PRASAD, AGA FOR R-1
SRI H.M.MANJUNATH, ADV. FOR R-2)

THIS PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO DIRECT THE R-2 TO CONSIDER THE REPRESENTATION ANNEXURE-C DATED 1.10.2013 IN TERMS OF ORDERS ANNEXURE-A DATED 25.3.2010 AND ANNEXURE-B DATED 22.11.2011 PASSED BY THE R-1.

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

ORDER

Based on the orders of the 1st respondent vide Annexures-A & B, the 2nd respondent was approached for allotment of a site. A representation in that regard was submitted by the petitioner vide Annexure-C. The representation having not been considered and decision having not been taken, alleging inaction on the part of the 2nd respondent, this writ petition has been filed to direct the 2nd respondent to consider the petitioner's representation at Annexure-C, in terms of the order, as at Annexure- B of the 1st respondent.

2. Sri H.M.Manjunath, learned counsel for the 2nd respondent submitted that, if the petitioner's

representation vide Annexure-C has not been considered, the 2nd respondent will consider the same and inform the petitioner the outcome, within a period of four weeks. He submitted that if decision has already been taken, the same would be made known to the petitioner without any delay. The submission of the learned counsel is recorded.

In the result, writ petition is disposed of with a direction that if a decision on Annexure-C has not been taken, the 2nd respondent shall take the decision by keeping in view the orders at Annexures-A & B of the 1st respondent, within an outer limit of eight weeks from the date a copy of this order becomes available and inform the petitioner the outcome. If a decision has already been taken, the same be made known to the petitioner, without any delay.

It is made clear that no opinion has been expressed with regard to the merit of the claim made in the writ petition and the validity of Annexures - A & B and it is for

the 2nd respondent to consider the claim of the petitioner,
in accordance with law.

No costs.

Sd/-
JUDGE

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