

IN THE HIGH COURT OF KARNATAKA, BANGALORE

DATED THIS THE 09TH DAY OF FEBRUARY 2005

BEFORE

THE HON'BLE MR.JUSTICE H.BILLAPPA

WP.No.45678-45679/2004 (KLR)

BETWEEN:

1) Kalakappa,
S/o.Nooranolappa Malashetti,
Aged about 68 years,
Occ: Agriculturist,
R/a.Madnal, Taluk Kushtagi.

2) Nagappa,
S/o.Channaveerappa Malashetti,
Aged about 48 years,
Occ.Agriculturist,
R/a.Madnal, Taluk Kushtagi.

--Petitioners

(By Sri.Maheswaraswamy Hiremath, Adv.)

AND:

1. The Asst. Commissioner,
Koppal Sub-Division,
Koppal.

2. Suresh,
S/o.Hanumanthachary,
Aged about 55 years,
Occ: Govt. Servant,
Working at Health Department
At Gulbarga.



3. Ramesh,
S/o.Hanumanthachary,
Aged about 50 years,
Occ: Principal,
Govt. PU College for Girls,
Gulbarga.

--Respondents

(By Sri.H.S.Surendra, G.P., for R-1; R-2 served and
Sri.R.S.Siddapurkar, Adv. for R-3)

These WPs are filed u/A.226 & 227 of the Constitution of India, praying to quash the impugned order vide Anx.B dt.12-8-2004 passed by R-1 and direct R-1 to continue the entries of the petitioner in the record of right in respect of lands in Sy.No.14/A and 14/B measuring 16 acres and 28 guntas and also 16 acre 28 guntas situated at Madnal village, Kustagi Taluk of Koppal District.

These WPs coming on for preliminary hearing this day, the Court made the following:-

ORDER

The learned counsel for the petitioners has filed a memo stating that the petitioners may be permitted to withdraw these writ petitions reserving liberty to file an appeal before the Deputy Commissioner.

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2. The said memo is taken on record.

3. Accordingly, the writ petitions are dismissed
reserving liberty as prayed in the memo.

Sd/-JUDGE

Bss.