

**IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT DHARWAD**

DATED THIS THE 27TH DAY OF SEPTEMBER, 2012

: PRESENT :

THE HON'BLE MR. VIKRAMAJIT SEN, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE N.K. PATIL

C.C.C.NO.3258/2012 (CIVIL)

BETWEEN

1. Mahadevi
D/O.Late Yellappa Allapur,
Age about 42 Years,
R/At: Adargunchi, Hubli Taluk,
Dist: Dharwad.
2. Shakunthala
D/O.Late Yellappa Allapur,
Aged about 40 Years,
R/At: Adargunchi, Hubli Taluk,
Dist: Dharwad.
3. Shantawwa W/O. Yellappa Allapur,
Aged about 65 Years,
R/At: Adargunchi, Hubli Taluk,
Dist: Dharwad.

... Complainants

(By Shri. H N M Prasad, Advocate.)

And

1. S S Biradar
Father's name not known to

The Complainant,
Tahsildar,
Hubli Taluk, Dist: Dharwad.

2. Shivananda Kapse,
Father's name not known to
The complainant, Age: Major,
Occ: Assistant Commissioner,
Dharwad, & Ex.Officio Chairman,
Land Tribunal, Hubli.

...Accused

(By Shri. N. Dinesh Rao, Govt. Advocate)

This CCC is filed Under Sections 11 and 12 of the Contempt of Court Act, R/w. Article 215 of Indian Constitution, praying to take action against the accused persons for willful contempt committed by the accused in disobeying the order dated 15.9.2011 passed by this Hon'ble Court in W.A.No.1055/2006 and 1056/2006 (LR) C/W. Writ Appeal No.1063/2006 (LR)

This CCC coming on for Orders, this day, **Chief Justice**, made the following:

ORDER

VIKRAMAJIT SEN, CJ (Oral)

Shri. N. Dinesh Rao, learned Govt. Advocate accepts notice on behalf of the alleged contemnors.

2. The alleged contemnors, Accused Nos. 1 and 2 are present at Court. It is stated by both persons that there was no intention to violate Court orders. We may note that the directions issued by order dated 15th

September 2011, in Writ Appeal Nos.1055/2006 and 1056/2006 c/w. Writ Appeal No.1063/2006 stand affirmed by the Hon'ble Supreme Court in C.C.No.8911-8913/2012 by orders dated 11th May 2012. It is in these circumstances that the respondents/alleged contemnors state that necessary corrections in the revenue records shall be carried out in the course of the day. They further submit that in order to dispel any accusation that they have willfully disobeyed and defied Court orders, they shall deposit a sum of ₹20,000/- each from their personal accounts with the Deputy Commissioner, District Drought Relief Fund, also in the course of to-day. In view of these submissions, we are of the opinion that sufficient contrition has been shown, even though the criminal contempt proceedings are being put to an end, at this stage itself. Subject to compliance, the petition is disposed of as satisfied. However, compliance report be filed in these proceedings on or before 01-10-2012, before the Registry of this Court, along with proof of the deposits of

₹20,000/- each and the necessary corrections of the revenue records.

Learned Govt. Advocate is permitted to file memo of appearance on behalf of Accused Nos.1 and 2.

**SD/-
CHIEF JUSTICE**

**SD/-
JUDGE**

BMV*