

IN THE HIGH COURT OF KARNATAKA  
KALABURAGI BENCH

DATED THIS THE 9<sup>TH</sup> DAY OF APRIL, 2019

BEFORE

THE HON'BLE MR. JUSTICE P.B.BAJANTHRI

**Writ Petition No.205485/2016 (LB-RES)**

**BETWEEN:**

Nafeesa Begum w/o Mirza Anwar Baig  
Age: 53 Years Occ: Household  
R/o: Shahapur Galli, Basavakalyan  
Tq: Basavakalyan, Dist: Bidar.

... Petitioner

(By Sri R.J.Bhusare, Advocate)

**AND:**

01. The State of Karnataka  
Vidhan Soudha  
Rep. by its Secretary  
Bangalore-01.
02. The Deputy Commissioner  
Bidar-585401.
03. The City Municipal Council  
Basawaklyan, Dist: Bidar  
Rep. by its Commissioner-585401.

04. Assistant Commissioner  
Basavakalyan,  
Dist: Bidar-585401.

... Respondents

(By Sri K.M.Ghate, AGA for R1, R2 and R4;  
Sri Gourish S.Khashampur, Advocate for R3)

This Writ Petition is filed under Articles 226 and 227 of the Constitution of India praying to direct the respondents not to demolish the residential cum commercial building bearing No.34-45 situated at Darga Road, Shahapur Galli, Basavakalyan, Dist: Bidar without following the procedure prescribed under the law, etc.

This petition coming on for preliminary hearing in 'B' group this day, the Court made the following:

**ORDER**

Petitioner has sought for the following reliefs:

- a) Issue writ of mandamus or any other appropriate writ or order or direction to direct the respondents not to demolish the residential cum commercial building bearing No.34-45 situated at Darga Road, Shahapur Galli, Basavakalyan, Dist: Bidar without following the procedure prescribed under the law.

b) Pass such other order or direction, this Hon'ble Court deems fit in the circumstances of the case.

2. Before taking further action relating to demolition of the petitioner's building, concerned respondent is hereby directed to follow due process of law like issuance of notice and seeking his explanation, etc.

With the above observations, petition stands disposed.

**Sd/-  
JUDGE**

swk