

The Chief Engineer and Anr vs Ameen Patel and Ors

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SooperKanoon Citation : sooperkanoon.com/1639694

Court : Karnataka Orders

Decided On : Mar-28-2025

Judge : Anant Ramanath Hegde

Appeal No. : MSA/200705/2022

Appellant : The Chief Engineer and Anr

Respondent : Ameen Patel and Ors

Judgement :

-1- IN THE HIGH COURT OF KARNATAKA, KALABURAGI BENCH DATED THIS THE 28TH DAY OF MARCH, 2025 BEFORE THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE MISCL SECOND APPEAL NO. 200705 OF 2022 (LA) BETWEEN:

1. THE CHIEF ENGINEER KNNL IPC ZONE, AIWAN-SHAHI ROAD,
2. THE EXECUTIVE ENGINEER

KNNL BNT DIVISION NO.1,KALABURAGI - 585 102. NOW R/P BY EXECUTIVE ENGINEER IPC DIVISION NO.1,KALABURAGI - 585 102. APPELLANTS (BY SRI SUDARSHAN M, ADVOCATE) Digitally signed by BASALINGAPPA AND: SHIVARAJ DHUTTARGAON Location: HIGH AMEEN PATEL COURT OF S/O LADLE PATEL KARNATAKA DEAD BY HIS LRS 1. MOHAMMED S/O

MOINUDDIN

2. MOHAMMED S/O ABUL KAREEM

3. OSMAN PATEL -2- S/O AMEEN PATEL,

4. IQBAL PATEL S/O AMEEN PATEL AGE: 57 YEARS, OCC: AGRICULTURE,

5. NASEEM BEE W/O IQBAL PATEL AGE: 54 YEARS, OCC: AGRICULTURE,

6. MASHAK PATEL S/O LADLE PATEL ALL R/O: SANGAVI / MADBOOL VILLAGE, TQ: CHITTAPUR, DIST: KALABURAGI - 585 317.

7. THE SPECIAL LAND ACQUISITION OFFICER M AND MIP KALABURAGI - 585 102.

8. THE DEPUTY COMMISSIONER RESPONDENTS THIS MISCELLANEOUS SECOND APPEAL IS FILED UNDER

SECTION 54(2) OF THE LAND ACQUISITION ACT, CALL FOR THE RECORDS FROM BOTH THE COURTS BELOW IN L.A.C.A.NO.46/2020 AND L.A.C.NO.13/2009 AND SET ASIDE THE IMPUGNED JUDGMENT AND AWARD DATED 21.03.2020 BY THE COURT OF IV ADDITIONAL DISTRICT JUDGE, KALABURAGI ITINERARY COURT SETTING AT CHITTAPUR, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS MISCELLANEOUS SECOND APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER: CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE -3-

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE) Matter is listed for the third time for non-compliance of office objections. Court fee is not paid for more than two years. Hence, appeal is dismissed for non-prosecution. Sd/- (ANANT RAMANATH HEGDE) JUDGE BRN List No.: 1 SI No.: 10