NC: 2025:KHC-K:1778
WP No. 200303 of 2023

IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 20TH DAY OF MARCH, 2025

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

WRIT PETITION NO. 200303 OF 2023 (APMC-)

BETWEEN:

SRI. N.N.SULEMAN KAKA,
SINCE DEAD BY LEGAL REPRESENTATIVE
SMT. ZAIGUNISA
W/O MD ISMAIL,
(D/O N.N. SULEMAN KAKA)
AGED ABOUT 33 YEARS,
OCC: HOUSEHOLD AND BUSINESS,
R/O: 6-1-1549, NEAR NOORANI MASZID,
MAHEBOOB COLONY, WARD NO.19,
SINDHANUR, TQ: SINDHANUR,
DIST: RAICHUR - 584 128.

...PETITIONER

(BY SRI ARUNKUMAR AMARGUNDAPPA, ADVOCATE)

Digitally signed by BASALINGAPPA SHIVARAJ DHUTTARGAON
Location: HIGH COURT OF KARNATAKA

AND:

1. THE DIRECTOR,
   DEPARTMENT OF AGRICULTURAL MARKETING,
   NO.16, 1ST FLOOR II RAJBHAVAN ROAD,
   BENGALURU - 560 001.

2. THE SECRETARY,
   AGRICULTURAL PRODUCE MARKET COMMITTEE,
   SINDHANUR, DIST: RAICHUR - 584 128.

3. SRI RAMAMURTHY
   S/O NARAYANAPPA

AGE: MAJOR,
OCC: BUSINESS,
R/O: DEVI CAMP,
SINDHANUR,
TQ: SINDHANUR,
DIST: RAICHUR - 584 128.

…RESPONDENTS

(BY SRI M. SUDHAKAR, ADVOCATE FOR R1 AND R2;
SRI RAVI B. PATIL, ADVOCATE FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT IN THE NATURE OF CERTIORARI TO QUASH THE IMPUGNED ORDER DATED NIL, ALLOTTING SHOP NO.02/10 ON LEAVE AND LICENSE BASIS IN FAVOUR OF RESPONDENT NO.3 AT SL.NO.3, SITUATED AT APMC YARD, SINDHANUR VIDE ANNEXURE-G IN SO FAR AS IT RELATES TO THE RESPONDENT NO.3 CONSEQUENTLY SET ASIDE THE NOTICE OF EVICTION DATED 19.01.2023 BEARING NO.KRUUMASA/ಸಂ.1184/2022-23, ISSUED BY THE RESPONDENT NO.2 VIDE ANNEXURE-J AND ETC.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL ORDER

(PER: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE)

Learned counsel for the petitioner submits that he will prefer revision under Rule 23 of the Karnataka Agricultural Marketing (Regulation of Allotment of Property

in Market Yards) Rules 2004. Hence, the petition is dismissed with liberty to prefer a revision as advised in law.

2. The time spent in prosecuting this petition from 20.01.2023 till date is to be excluded in computing the limitation, if any.

Sd/-
(ANANT RAMANATH HEGDE)
JUDGE

SN
List No.: 2 Sl No.: 5