NC: 2025:KHC-K:1647
WP No. 200734 of 2025

IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 17TH DAY OF MARCH, 2025

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

WRIT PETITION NO.200734 OF 2025 (LB-RES)

BETWEEN:

SHRI. SHARANABASAVESHWARA
JATRA VYAPARIGALA SANGHA
SHARANA NAGAR, GULBARGA,
REPRESENTED THROUGH
ITS SECRETARY,
SRI. MAHESH
S/O ERANNA FARHATABAD

...PETITIONER

(BY SRI RAVI B.PATIL, ADVOCATE)

AND:

1. THE REGIONAL COMMISSIONER,
KALABURAGI, MINI VIDHAN SOUDHA,
KALABURAGI - 585 102.

2. THE DEPUTY COMMISSIONER,
KALABURAGI, MINI VIDHAN SOUDHA,
KALABURAGI - 585 102.

3. THE COMMISSIONER
KALABURAGI MUNICIPAL CORPORATION,
KALABURAGI - 585 102.

4. THE ASSISTANT COMMISSIONER
KALABURAGI, MINI VIDHAN SOUDHA,
KALABURAGI - 585 102.

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

5. THE TAHASILDAR
KALABURAGI TAHASIL OFFICE,
NEAR JAGAT CIRCLE,
KALABURAGI - 585 102.

…RESPONDENTS

(BY SRI MALLIKARJUN SAHUKAR, A.G.A. R1, R2, R4 AND R5)
SRI KRUPA SAGAR PATIL, ADVOCATE FOR R3)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF MANDAMUS DIRECTING THE 3RD RESPONDENT AUTHORITY TO ISSUE NECESSARY LICENSE BY COLLECTING REQUIRED CHARGES FROM THE MEMBERS OF THE PETITIONER SOCIETY TO CARRY ON THEIR BUSINESS DURING THE EVE OF SHARANABASAVESHWARA JATRA SCHEDULED FROM 18.03.2025, THEREBY PROVIDING NECESSARY INFRASTRUCTURAL FACILITIES AT OPEN PLACE SITUATED OPPOSITE TO SHARANABASAVESHWARA TEMPLE BY CONSIDERING THE REPRESENTATION DATED 05.03.2025 AS AT ANNEXURE-L, WITHIN SUCH SPECIFIED TIME FRAME AS THIS HON'BLE COURT MAY DEEM FIT, IN THE CIRCUMSTANCES OF THE CASE.

THIS WRIT PETITION COMING ON FOR PRELIMINARY HEARING, 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)

Heard the learned counsel for the petitioner, learned counsel for respondent No.3 as well learned Additional Government Advocate for respondents/State.

2. It is jointly submitted at the Bar that, in a similar petition, this court *vide* order dated 13.03.2020 in WP Nos.223847/2020 and connected matter has issued direction to consider the representation by hearing all the stake-holders including Sri Sharanabasaveshwara Temple Management.

3. Under these circumstances, without expressing on the merits of the claim made by the petitioner, direction is issued to respondent No.3 to consider the petitioner's representation at Annexure-L dated 05.03.2025 after hearing the Sri Sharanabasaveshwara Temple Management.

4. It is noticed that the claim is made in respect of right to carry on the business during Sri Sharanabasaveshwara Jatra scheduled to be held from 19.03.2025.

5. Considering the urgency involved in the matter, respondent No.3 shall consider the representation of the petitioner as expeditiously as possible preferably within seven days from today.

Sd/-
(ANANT RAMANATH HEGDE)
JUDGE

BL
List No.: 2 Sl No.: 36