

**IN THE COURT OF DEPUTY COMMISSIONER UTTARA KANNADA KARWAR**

**Present: Dr. Harish Kumar K., I.A.S.**  
Deputy Commissioner,  
Uttar Kannada, Karwar.

**No. RB/FOR/CR/45/1998-99**



**Between**

1. Smt. Lakshmibai Dattatreya Godbole  
W/o late Nagabhushan Dattatreya Godbole  
Since deceased through her legal heirs
  1. Roopali D/o Smt. Lakshmibai Dattatreya Godbole
  2. Ramesh Krishna Velankar Son-in-law of  
Smt. Lakshmibai Dattatreya Godbole
  3. Swapna Granddaughter of Late Smt. Lakshmibai  
Dattatreya Godbole
  4. Prajna Granddaughter of Late Smt. Lakshmibai  
Dattatreya Godbole
  5. Smt. Veena D/o Smt. Lakshmibai Dattatreya Godbole
  6. Smt. Vidhya W/o Nagabhushan Godbole  
Daughter-in-law of Smt. Lakshmibai Dattatreya Godbole
- All are R/o Honnegundi village,  
Kondli Hobli, Siddapur Taluka.  
(Represented through Advocate Sri. S.S. Hegde)

**....Appellants**

V/s

1. Shri. Rathnakara Govinda Kini  
R/o Near Regional Forest Office, Siddapur Taluk  
(Represented through Advocate Sri. P.S. Bhat)

**.... Respondent**

**Sub:** Petition filed U/s 25 of Karnataka Land Revenue Act 1964 in respect of 0-2-0 (A-G-A) of land in Sy.No. 92K of Kondli Village Siddapur Taluk.

**Preamble:**

This petition has been filed by the petitioner with a prayer to confirm the grant of 0-2-0 (A-G-A) of land in Sy.No. 92K of Kondli Village Siddapur Taluk in her favour in the interest of justice and equity.

The suit sy No. 92K of Kondli Village in Siddapur Taluka was granted to Smt. Lakshmibai Dattatreya Godbole since deceased son Nagabhushan Dattatreya Godbole as per Deputy Commissioner Uttara Kannada Karwar order No. Kamsha/Aranya/Viva-45/98-99 dated: 28-12-1998 on the basis of regularization of forest land encroached before 27-4-1978. Respondent Rathnakara Govinda Kini challenged this order before Hon'ble Karnataka Appellate Tribunal at Bengaluru in appeal No. 145/2000. Hon'ble Karnataka Appellate Tribunal at Bengaluru allowed the appeal No. 145/2000 and remitted the matter to Deputy Commissioner for fresh disposal in accordance with law as per Hon'ble Karnataka Appellate Tribunal at Bengaluru order dated: 23-04-2001. In the mean time Nagabhushan Dattatreya Godbole expired. In the year 2013 legal heirs of Late Lakshmibai Dattatreya Godbole and Late Nagabhushan Dattatreya Godbole filed an appeal before Hon'ble Karnataka Appellate Tribunal at Bengaluru in appeal No. 1110/2013. Hon'ble Karnataka Appellate Tribunal at Bengaluru allowed the appeal and remitted back to

Deputy Commissioner Uttar Kannada Karwar to club the application filed by deceased Nagabhushan Dattatreya Godbole and the Rathnakara Govinda Kini as per earlier direction issued in appeal No. 145/2000. In the mean time this land was re-granted to District Central library Karwar for the construction of library in Siddapur Taluka as per Deputy Commissioner Order RB/LND-1/CR/2017-18/328 dated: 25-01-2018. Against this order one of the legal heirs of late Nagabhushan Dattatreya Godbole, Smt Vidhya Nagabhushan Godbole preferred an appeal before Hon'ble High Court of Karnataka in W.P. No. 109482/2019 seeking certain reliefs in respect of the same property.

Both parties were heard and the case was reserved for final order. At this juncture, the petitioner preferred writ petition before the Hon'ble High Court of Karnataka in W.P. No. 109482/2019 seeking certain reliefs in respect of the same property. The Deputy Commissioner is respondent No. 2 in the said writ petition and represented by Government Advocate. Respondent No. 1 Rathnakara Govinda Kini is respondent No. 5. Such being the case, further proceedings in the matter has to be stayed till disposal of the said writ petition or any order therein by the Hon'ble High Court of Karnataka. Hence, I proceed the following order.

**No.RB/FOR/CR/45/1998-99**

**Date:26 -08-2019**

**Order**

Further proceedings in the matter is stayed for the present till disposal of writ petition No. 109482/2019 and any orders that may be passed therein by the Hon'ble High Court of Karnataka.

(Order dictated to the Stenographer, got computerized, verified and pronounced in open court on 26-08-2019)



**an**  
**Deputy Commissioner,**  
**Uttar Kannada, Karwar.**

**Copy to:-**

1. Advocate Sri. S.S. Hegde and Sri. P.S. Bhat for information.
2. Assistant Commissioner, Sirsi for information and necessary action.
3. Tahasildar Siddapur for information and necessary action with Lower court file no. Aranya/Itare/Viva-62/2017-18 dated 31-05-2018 page No. 1 to page No.137.