NC: 2025:KHC:32343-DB WP No. 8394 of 2025



IN THE HIGH COURT OF KARNATAKA AT BENGALURU DATED THIS THE 20^{TH} DAY OF AUGUST, 2025 PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C M JOSHI

WRIT PETITION NO. 8394 OF 2025 (GM-MM-S)

BETWEEN:

1. B.N.NAGESH S/O B. N. NARAYANASWAMY AGED ABOUT 52 YEARS R/OF BETTAHALASURU VILLAGE AND POST BENGALURU NORTH TALUKA BENGALURU - 562 157

...PETITIONER

(BY SRI. RAVINDRA GAJANAN KOLLE, ADVOCATE)

AND:



- 1. STATE OF KARNATAKA REP. BY ITS CHIEF SECRETARY VIDHANA SOUDHA BENGALURU - 560 001
- 2. ADDITIONAL CHIEF SECRETARY AND CHAIRMAN ERSTWHILE RULE 11 COMMITTEE CONSTITUTED UNDER KMMC RULES, 1994 VIDHANA SOUDHA BENGALURU - 560 001
- 3. THE PRINCIPAL SECRETARY TO GOVT. DEPT. OF COMMERCE AND INDUSTRIES VIKASA SOUDHA, BENGALURU 560 001

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- 4. THE DIRECTOR AND
 COMPETENT AUTHORITY
 DEPARTMENT OF MINES AND GEOLOGY
 NO.49, KHANIJA BHAVAN
 RACE COURSE ROAD
 BENGALURU 560 001
- 5. THE DEPUTY DIRECTOR
 DEPARTMENT OF MINES AND GEOLOGY
 DISTRICT ADMINISTRATION BUILDING
 2ND FLOOR, ROOM NO. 219
 BEERASANDRA VILLAGE
 DEVANAHALLI TALUK
 BENGALURU RURAL DISTRICT 562 110
- 6. THE DEPUTY COMMISSIONER
 AND CHAIRMAN
 DISTRICT TASK FORCE (MINES) COMMITTEE
 DISTRICT OFFICE COMPLEX
 BEERASANDRA VILLAGE
 DEVANAHALLI TALUK
 BENGALURU RURAL DISTRICT 562 110

...RESPONDENTS

(BY SMT. NILOUFER AKBAR, AGA)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF CERTIORARI OR ANY OTHER ORDER OR DIRECTION TO QUASH OR SET ASIDE THE ENDORSEMENT DATED 18.07.2022 ISSUED BY THE 4^{TH} RESPONDENT DIRECTOR AS WELL AS THE DECISION OF THE DISTRICT TASK FORCE COMMITTEE (MINES) DATED 30.12.2016 PASSED BY THE 6^{TH} RESPONDENT DEPUTY COMMISSIONER AS THE CHAIRMAN, PRODUCED AT ANNEXURE-A AND B RESPECTIVELY & ETC.

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THIS PETITION. COMING ON FOR **PRELIMINARY** HEARING, THIS DAY, ORDER WAS MADE THEREIN AS **UNDER:**

HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE CORAM:

HON'BLE MR. JUSTICE C M JOSHI

ORAL ORDER

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

- The learned counsel appearing for the petitioner has filed the 1. present petition impugning an endorsement dated 18.07.2022 The petitioner also impugns the issued by respondent No.4. decision of the District Task Force Committee (Mines) dated 30.12.2016.
- 2. The learned Additional Government Advocate appearing on behalf of the respondents points out that the petitioner has an equally efficacious remedy of a revision under Rule 53 of the Karnataka Minor Mineral Concession Rules, 1994.
- 3. In view of the above, we do not consider it apposite to entertain the present petition, leaving it open for the petitioner to avail of such alternate remedies. We, however, clarify that any

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time spent by the petitioner in pursuing the present petition shall be excluded for the purpose of limitation.

4. The petition is disposed of in the aforesaid terms.

Sd/-(VIBHU BAKHRU) CHIEF JUSTICE

> Sd/-(C M JOSHI) JUDGE

AHB

List No.: 1 SI No.: 9