IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 31ST DAY OF JANUARY, 2019

PRESENT

THE HON'BLE MR. L.NARAYANA SWAMY ACTING CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE P.S.DINESH KUMAR

WRIT PETITION NO. 25867/2018 (LB-RES)

BETWEEN:

1. SRI. T.L. LACHMA NAIK S/O LACHYA NAIK, AGED ABOUT 60 YEARS, R/AT TANDREBOREKAVAL, (T.B.KAVALU), NIDAGATTA POST, SAKARAYAPATNA HOBLI KADURU TALUK, CHIKKAMAGALURU DISTRICT-577548.

2. SRI. PRADEEP NAIK H.B. S/O SRI. BASAVARAJA NAIK, AGED ABOUT 32 YEARS, RESIDING AT HASTINAPURA, SAKARAYAPATNA HOBLI, KADURU TALUK, CHIKKAMAGALURU DISTRICT-577548.

...PETITIONER/S

(BY SRI. H.K. REVANASIDDAPPA., ADVOCATE)

AND:

1. THE STATE OF KARNATAKA REP. BY ITS SECRETARY, DEPARTMENT OF PANCHAYATHRAJ, VIDHANA SOUDHA, BENGALURU.

2. THE PRESIDENT GRAMAPANCHAYATH, SAKARAYAPATNA, KADURU TALUK, CHIKKAMAGALURU DISTRICT-577548.

3. THE PANCHAYATH DEVELOPMENT OFFICER GRAMAPANCHAYATH, SAKARAYAPATNA, KADURU TALUK, CHIKKAMAGALURU DISTRICT-577548.

4. SMT. MAMATHA M. W/O S.L. DHARMEGOUDA, AGED ABOUT 50 YEARS, R/A SAKARAYAPATNA VILLAGE & POST, SAKARAYAPATNA HOBLI, KADURU TALUK, CHIKKAMAGALURU DISTRICT-577548.

...RESPONDENT/S

(BY SRI./SMT : GOVERNMENT ADVOCATE SERVED)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO SET ASIDE THE IMPUGNED 'NO OBJECTION CERTIFICATE' DATED: 29.05.2018 ISSUED BY THE RESPONDENT NO.2 AND 3 VIDE ANNEXURE-A. NOT TO PERMIT THE RESPONDENT NO.4 TO SHIFT THE LIQUOR SHOP IN THE RESIDENTIAL LAYOUT BEARING ASSESSMENT NO.901/47.

THIS WRIT PETITION COMING ON FOR ORDERS ON THIS DAY THE COURT MADE THE FOLLOWING ORDER.

<u>ORDER</u>

Eight weeks' time is granted to comply with the office objection, failing which the petition stands dismissed without further reference to the Bench.

SD/-ACTING CHIEF JUSTICE

> SD/-JUDGE

TYPED BY: JAY

CASE WORKER: MVS

COMPARED BY: MVS

COPY SD/-ASSISTANT REGISTRAR