

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF OCTOBER, 2021

PRESENT

THE HON'BLE MR. SATISH CHANDRA SHARMA,
ACTING CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

WRIT PETITION NO. 51645/2019 (GM-RES-PIL)

BETWEEN

1. D.V. GIRISH
S/O VASANTH KUMAR D.P.
AGED ABOUT 50 YEARS,
KAIMARA POST,
CHIKKAMAGALURU-577 131,
REPRESENTING BHADRA WILDLIFE
CONSERVATION TRUST (BWCT),
CHIKKAMAGALURU
2. SHREEDEV HULIKERE
S/O H.D. KRISHNA
AGED ABOUT 44 YEARS,
WOODWAY ESTATE,
MALLANDUR POST,
CHIKKAMAGALURU-577 130,
REPRESENTING WILDLIFE CONSERVATION
ACTION TEAM
CHIKKAMAGALURU (WILDCAT-C),
CHIKKAMAGALURU
3. S GIRIJASHANKAR
S/O LATE SHANAKRANARAYANA,
AGED ABOUT 67 YEARS,
SAI MADHUVANA LAYOUT,
CHIKKAMAGALURU-577 101

... PETITIONERS

(BY SRI YOGESHWARAN A., ADV. FOR
SMT MAITREYI KRISHNAN, ADV.)

AND:

- 1 . UNION OF INDIA
REP. BY ITS SECRETARY,
MINISTRY OF ENVIRONMENT,
FOREST AND CLIMATE CHANGE,
INDIRA PARYAVARAN BHAVAN,
JOR BAGH, NEW DELHI-110 003
- 2 . THE STATE OF KARNATAKA
REP. BY ITS SECRETARY,
FOREST, ENVIRONMENT AND
ECOLOGY DEPARTMENT,
KARNATAKA GOVERNMENT SECRETARIAT,
ROOM NO.447, 4TH FLOOR,
GATE NO.2, M.S.BUILDING,
BENGALURU-560 001
- 3 . THE ADDITIONAL PRINCIPAL CHIEF
CONSERVATOR OF FORESTS
FOREST CLEARANCE DIVISION,
ARANYA BHAVAN,
BENGALURU-560 003
- 4 . THE CHIEF CONSERVATOR OF FORESTS
CHIKKAMAGLAURU CIRCLE,
FOREST OFFICE CAMPUS,
CHIKKAMAGALURU-577 101
- 5 . THE NATIONAL HIGHWAYS AUTHORITY
OF INDIA
REP. BY ITS PROJECT DIRECTOR,
PROJECT IMPLEMENTATION UNIT,
NEAR JMIT, CHITRADURGA,
KARNATAKA-577 502
- 6 . THE CHIEF CONSERVATOR OF FORESTS
HASSAN CIRCLE,
FOREST OFFICE CAMPUS,
HASSAN-573 201
- 7 . THE CHIEF CONSERVATOR OF FORESTS
MANGALORE CIRCLE,
FOREST OFFICE CAMPUS,
DAKSHINA KANNADA-575 001

... RESPONDENTS

(BY SRI VIJAYAKUMAR A PATIL, AGA FOR R1 TO R5
SRI D.BASAVARAJAPPA. ADV. FOR R1
SMT SHILPA SHAH, ADV. FOR R5)

THIS WRIT PETITION IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECT THE R5 NOT TO CONSTRUCT THE HIGHWAY BETWEEN NELLIYADI TO MUDIGERE HAND POST THROUGH VIRGIN ONE DENSITY FORESTS, WILDLIFE CORRIDORS AND FURTHER GRAGMENT THE LANDSCAPE AND ETC.

THIS WRIT PETITION COMING ON FOR PRLY. HEARING THIS DAY, **ACTING CHIEF JUSTICE**, MADE THE FOLLOWING:

ORDER

Learned counsel appearing for National Highways Authority of India, at the outset, has stated before this Court that all the four packages in respect of construction of Highways have been kept in abeyance and the present writ petition be disposed of with a liberty to the petitioners to file a fresh petition in case need so arises in future.

2. Learned counsel for the petitioners was fair enough in accepting the aforesaid proposal as no work has been carried out as stated by the learned counsel for the National Highways Authority of India.

3. It is needless to mention that in case National Highways Authority of India revives any of the project, they shall intimate the petitioners through registered post and the

petitioners shall certainly be free to approach this Court again.

With the aforesaid, writ petition is **disposed of**.

SD/-
ACTING CHIEF JUSTICE

SD/-
JUDGE

TL