

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF OCTOBER, 2021

PRESENT

THE HON'BLE MR. RITU RAJ AWASTHI, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

WRIT PETITION NO.2377 OF 2021(LB-BMP-PIL)

BETWEEN:

SRI K S SURESH
S/O LATE K C SHANKAR SA
AGED ABOUT 30 YEARS
NO.7/2, M M LANE, COTTONPET
BENGALURU-560 053

...PETITIONER

(BY SRI.MADESH N, ADVOCATE)

AND:

1. THE GOVERNMENT OF KARNATAKA
REPRESENTED BY ITS PRINCIPAL SECRETARY
DEPARTMENT OF HOME AFFAIR,
VIDHANA SOUDHA, AMBEDKAR VEEDHI
BENGALURU-560 001

2. THE INSPECTOR GENERAL OF POLICE IN KARNATAKA
NRUPATHUNGA ROAD
BENGALURU-560001

3. THE BRUHAT BENGALURU MAHANAGARA PALIKE
HUDSON CIRCLE
BENGALURU-560 001
REPRESENTED BY ITS COMMISSIONER

4. THE COMMISSIONER
BENGALURU CITY POLICE
INFANTRY ROAD
BENGALURU-560 001

...RESPONDENTS

(BY SRI.RAJASHEKAR.S, AGA FOR R1, R2 & R4;
SRI.V.SREENIDHI, ADVOCATE FOR R3)

THIS PETITION IS FILED UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA PRAYING TO 1.ISSUE A WRIT OF MANDAMUS DIRECTING THE RESPONDENT NO. 1 TO ISSUE NECESSARY DIRECTIONS TO ALL THE MUNICIPAL AND POLICE AUTHORITIES IN THE STATE WITH REGARD TO REMOVAL OF UNAUTHORIZED STATUES AND FLAG POST IN THE CITIES AND TOWNS AND ETC.,

THIS PETITION COMING ON FOR ORDERS THIS DAY, **CHIEF JUSTICE**, MADE THE FOLLOWING:

ORDER

Heard.

2. In this public interest litigation, the petitioner has prayed for a direction to the respondent No.1 to issue necessary directions to all the Municipal and police authorities

in the State with regard to removal of unauthorized statues and flag post in the cities and towns.

3. Learned counsel for the petitioner submits that serious inconvenience is being caused to the public at large and there is traffic hazard due to the installation of these statues and flag post in the State.

4. Shri Sreenidhi, learned counsel appearing for BBMP submits that no specific allegations have been made with respect to any particular statue which is causing any hindrance or problem for the public or pedestrians. It is submitted that the statues are there from quite a long time and some of them are more than 20 to 25 years old. In case any specific instances is pointed out by the petitioner, the same can be enquired into and appropriate remedial measures can be taken.

5. In view of the above, we dispose of this writ petition with the observations that the petitioner may make a

complaint to the Chief Commissioner, BBMP giving specific instances where the said statues or flag post are causing any inconvenience to the public or creating any traffic hazard. The said instances would be enquired into by the authorities concerned and appropriate remedial measures shall be taken. The petitioner shall file his complaint within ten days from today in this regard.

6. With the above observations, the writ petition is disposed of.

The pending interlocutory applications, if any, stand disposed of.

Sd/-
CHIEF JUSTICE

Sd/-
JUDGE

CA