

RVMJ:

R.S.A. No.89/2015

19.02.2015

ORDER ON I.A. 1/2015

Heard the learned counsel for the appellants and the learned Government Advocate appearing for the respondents.

2. The following substantial question of law arises for consideration:

“Whether the judgment and decree of the courts below are perverse in holding that Section-2 of the Forest (Conservation) Act, 1980 is not applicable to the facts and circumstances of the suit?”

Admit. Call for records.

Paper books to be filed in 12 weeks.

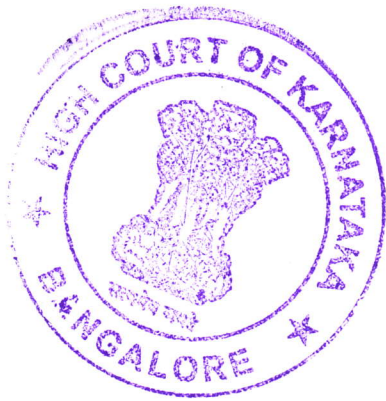
3. It is contended that pursuant to the dismissal of the suit, the respondents are continuing



with the construction activities, as well as the expansion of Muthodi Nature Camp. Since the question of law is with regard to interpretation of Section-2 of the Forest (Conservation) Act, and in view of the various directions issued by the Hon'ble Supreme Court of India, it is only just and necessary that the present status-quo of the forest and the construction be maintained. If any construction or any other activity is permitted to be continued, the same will run contrary to law as well as the directions issued by the Hon'ble Supreme Court. Hence, I deem it just and necessary that all further construction, expansion etc., of the Muthodi Nature Camp located in the



Bhadra Wildlife Sanctuary in the suit schedule property, be stayed till the disposal of this appeal. I.A.1/2015 is accordingly allowed.



Sd/-
JUDGE.

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K. Shivanna
(K. SHIVANNA)

ASSISTANT REGISTRAR

24/2 *25/2*

- To: 1. The Prl. District Judge, Chikkamagaluru.
2. The Senior Civil Judge, Chikkamagaluru.

- a) The date on which the application was made: *24/2/15*
b) The date on which the charges and addl charges are filed: *24/2/15*
c) The date on which the copies and addl charges are filed: *24/2/15*
d) The date on which the copy is ready: *25/2/15*
e) The date of receipt of copy is ready for delivery: *25/2/15*
f) The date on which copy is delivered: *25/2/15*

TRUE COPY
N.D.
Section Officer
High Court of Karnataka
Bangalore - 560 001