

KABC010107702019



Decree contains 5 Pages

**Decree in Original
Suit (O.20, R.6,7)
Form No.1.**

**IN THE COURT OF THE XL ADDITIONAL CITY CIVIL
AND SESSIONS JUDGE AT BENGALURU CITY
(CCH-41)**

O.S.No.2344/2019

Plaintiff/s:

- 1. Smt. G. Radha,**
Aged about 51 years.
W/o Sri. H.A. Srirama,
- 2. Sri. S. Dilip Kumar,**
Aged about 28 years.
S/o Sri. H.A. Srirama,

Both are residing at
No.5/5, 2nd Cross,
Shamanna Garden,
Adugodi Post, Near MICO,
Bengaluru.

//Vs.//

- Defendant/s:**
- 1. M/s. Karnataka Bank Ltd.,**
ARM Branch,
Bull Temple Road,
Bengaluru-560 019
Represented by its Chief Manager
and Authorized Officer.
 - 2. Sri. K.A. Raghavendra,**
Aged about 55 years,
S/o late K.N.A. Rao,
R/at No.760, Krishna,
1st Main, 7th Block,
2nd Phase, BSK 3rd stage,
Bengaluru -560 078.

**Dismissed as per order dated
14/08/2024.**

SUIT CLAIM :- Suit was filed by the plaintiff on
23/03/2019 and prays to pass a Judgment and Decree
of permanent injunction:

- (1) Restraining the defendant No.1, its officials, agents
their agents, attorneys or anybody claiming under them
jointly, severally, directly or indirectly, from interfering
with the plaintiff's peaceful possession and enjoyment of
the suit 'B' schedule property.
- (2) To grant any other relief
- (3) Costs.

This suit coming on this day for final disposal before **Smt. Veena N., XL Additional City Civil & Sessions Judge, Bengaluru City**, in the presence of Sri. Y.V. Radhakrishna - Advocate for the Plaintiff and Sri. G. Shivaprakash - Advocate for Defendant No.1 and Defendant No.2 - dismissed (as per order dated 14/08/2024).

It is ordered and decreed that I.A. No.2 filed by the defendant No.1 under Order VII Rule 11(d) R/w Sec.151 of Code of Civil Procedure, 1908 is allowed.

Consequently, the plaint is rejected.

And that a sum of **Rs.NIL-** be paid to the defendant/s by the plaintiff/s on account of the costs of this suit.

Given under my hand and the seal of the Court, this the **29th day of October, 2024.**

**For the purpose of Court Fee & Jurisdiction
The Suit is valued at Rs.1000/- u/Sec.26(c) of KCF & SV Act and Court Fee of Rs.25/- was paid.**

COSTS OF THE SUIT

	By the Plaintiff	By the Defendant
	Rs.	Rs.
1. Stamp paid on plaint :	25-00	-
2. Stamp paid for power :	-	-
3. Stamp on I.As :	-	-
4. Service of Process :	104-00	-
5. Pleader's fee :	-	-
6. Paper Publication Charges :	-	-
TOTAL Rs. :	129-00	-

SCHEDULE A PROPERTY

All that piece and parcel of Property bearing New Municipal No.5, PID No.100-755-5 (Old Sites No.5 and 6, carved out of Sy.No.21/3 of Gedalahalli Village, Kasaba Hobli, Bengaluru North Taluk, in the layout formed by Amarjyothi House Building Co-operative Society Limited, approved by BDA vide No.BDA/TPM/848/77-78 dated 23-11-1977), presently known as RMV 2nd Stage, Amarjyothi Layout H.B. Geddalahalli, Bengaluru Ward No.100, measuring 61X(74 + 63)/2 Feet, and bounded on the:

East by : Site No.4,
West by : Private Property,
North by : Site No.7 and 8,
South by : 30 feet Road.

SCHEDULE B PROPERTY

All that piece and parcel of the Residential Flat No.10 (East Facing) on the Fourth floor the building known as 'KRISHNA ELEGANCE', having a super built up area of 1700 Sq. Ft. consisting of Three Bed rooms with attached bathroom, kitchen, hall together with 300 Sq. Ft. of undivided share, right, title and interest in the land, constructed on the schedule A property and bounded on:

East by : Open to Sky and Flat No.9 and
Private Property,
West by : Open to Sky and Private Property,
North by : Open to Sky and Private Property,
South by : Open to Sky and 30 Feet Road.

Decree signed on: