



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MS. JUSTICE JYOTI M

MISCELLANEOUS FIRST APPEAL NO.358 OF 2026 (CPC)

BETWEEN:

1. SRI. SHASHANK N
S/O NARASIMHAMURTHY K R
AGED ABOUT 29 YEARS,
2. SRI. GOWTHAM YADAV.N
S/O NARASIMHAMURTHY K R
AGED ABOUT 24 YEARS,
3. SMT. K.PUSHPA,
W/O NARASIMHAMURTHY K R
AGED ABOUT 21 YEARS,

ALL ARE RESIDING AT KANIVEPURA VILLAGE,
TUBUGERE HOBLI, HEGGADEHALLI POST,
DODDABALLPURA TALUK,
BENGALURU RURAL DISTRICT-561205.

...APPELLANTS

(BY SRI. MURALI K. NAIK, ADVOCATE
SRI. BALAKRISHNA K., ADVOCATE)

AND:

1. SMT. ANUSUYA K
W/O LATE. KRISHNAPPA,
AGED ABOUT 62 YEARS,
RESIDING AT NO.1700/18,
9TH MAIN, 20TH 'D' CROSS,
T BLOCK, SAHAKARANAGARA,
BENGALURU-560 092.





2. SRI. NARASIMHAMURTHY K R
LATE RAMAIAH,
AGED ABOUT 59 YEARS,
R/AT KANIVEPURA VILLAGE, TUBUGERE HOBLI,
HEGGADEHALLI POST, DODDABALLPURA TALUK,
BENGALURU RURAL DISTRICT-561205
3. SRI. K. PUNEETH
S/O LATE KRISHNAPPA
AGED ABOUT 39 YEARS,
RESIDING AT NO.1700/18
9TH MAIN, 20TH 'D' CROSS,
T BLOCK, SAHAKARANAGARA,
BENGALURU-560 092.
4. SRI. K.SUMANTH
S/O LATE KRISHNAPPA
AGED ABOUT 37 YEARS,
RESIDING AT NO.1700/18
9TH MAIN, 20TH 'D' CROSS,
T BLOCK, SAHAKARANAGARA,
BENGALURU-560 092.
5. SRI. T.S.SATEESH
S/O LATE T.S.SRIRANACHAR,
AGED ABOUT 49 YEARS,
RESIDING AT NO.237, 5TH CROSS,
80 FEET ROAD, 2ND BLOCK,
RMV 2ND STAGE, BENGALURU-560094.
6. SRI. R.SAMPATH KUMAR
S/O SRI.G.RAMACHANDRA,
AGED ABOUT 65 YEARS,
RESIDING AT NO.9/1, 13TH MAIN,
16TH CROSS, MALLESWARAM,
BENGALURU-560 055.
7. SRI. P.K. RAJAGOPAL @ RAJAGOPALA
S/O SRI. KRISHNAPPA
AGED ABOUT 60 YEARS,



RESIDING AT THINDLU VILLAGE,
VIDYARANYAPURA POST,
BENGALURU-560 097.

8. DR. AVINASH SURENDRA NAWGIRI
S/O SRI SURENDRA NAWGIRI
AGED ABOUT 62 YEARS,
RESIDING AT NO.8, DAVIS ROAD,
RICHARDS TOWN, BENGALURU-560084.
9. SRI. T.K.SRINIVAS
S/O LATE T.R.KRISHNAMURTHY,
AGED ABOUT 61 YEARS,
10. SRI. SRIDHAR
S/O LATE T.R.KRISHNAMURTHY,
AGED ABOUT 59 YEARS,
11. SRI. T.K.RAMAKRISHNA PANDITH
S/O LATE. T.R. KRISHNAMURTHY
AGED ABOUT 65 YEARS,
12. SRI. T.K.BADARINARAYAN
S/O LATE T.R.KRISHNAMURTHY
AGED ABOUT 57 YEARS,

RESPONDENTS NO. 9 TO 12 ARE
RESIDING AT TURUVEKERE,
BENGALURU NORTH DIVISION-572227.

13. SRI. VISHAL.P.SONI
S/O PRABULAL,
AGED ABOUT 45 YEARS,
RESIDING AT KANIVEPURA VILLAGE,
HEGDE HALLI POST, TUBAGERE HOBLI,
DODDABALLAPURA TALUK,
BENGALURU RURAL DISTRICT-562111.
14. SRI.M. DEVARAJA
S/O LATE MUNIYAPPA
AGED ABOUT 59 YEARS,



RESIDING AT KANIVEPURA VILLAGE,
HEGDE HALLI POST, TUBAGERE HOBLI,
DODDABALLAPURA TALUK,
BENGALURU RURAL DISTRICT-562111.

15. SRI. MOHAMMED AMEEN GAWAI
S/O MOHAMMED HASSAN GAWAI
AGED ABOUT 55 YEARS,
RESIDING AT NO.23, 12 IN BHATKAL GRAMA,
SOONAGADI HOBLI, BHATKAL,
UTTAR KANNADA DISTRICT-581 320.
16. SRI.CHENNAPPA,
S/O PATEL P.NARAYANAPPA,
AGED ABOUT 75 YEARS,
R/A BEGUR, BEGUR HOBLI,
BENGALURU SOUTH TALUK-560 068.
17. SRI RACHAPPA
S/O RAJAPPA MALLAPPA DESAI,
AGED 74 YEARS,
R/A BEGUR, BEGUR HOBLI,
BENGALURU SOUTH TALUK-560 068.
18. SRI. SRINIVASA
S/O SEETHARAMAIAH
AGED ABOUT 55 YEARS,
RESIDING AT KANIVEPURA VILLAGE,
HEGDE HALLI POST, TUBAGERE HOBLI,
DODDABALLAPURA TALUK,
BENGALURU RURAL DISTRICT-562111.
19. SRI. M. RAJU
S/O MUNIYAPPA,
AGED ABOUT 64 YEARS,
RESIDING AT KANIVEPURA VILLAGE,
HEGDE HALLI POST, TUBAGERE HOBLI,
DODDABALLAPURA TALUK,
BENGALURU RURAL DISTRICT-562111.

...RESPONDENTS

(BY SRI. B.J.JANARDHANA REDDY, ADVOCATE FOR C/R6)



THIS MISCELLANEOUS FIRST APPEAL IS FILED UNDER SECTION 104 AND READ WITH ORDER 43 RULE 1(r) OF THE CODE OF CIVIL PROCEDURE.

THIS MISCELLANEOUS FIRST APPEAL IS LISTED FOR ORDERS, THIS DAY, THE JUDGMENT IS DELIVERED AS UNDER:

ORAL JUDGMENT

Sri.Murali K.Naik, counsel on behalf of Sri.Balakrishna K., for the appellants appeared in person and submits that a memo has been filed stating that the appeal may be dismissed as withdrawn.

2. When queried, counsel submits that a conscious decision is taken about the withdrawal of the appeal.

3. Memo is placed on record.

4. Resultantly, the appeal is dismissed as withdrawn.

SD/-
(JYOTI M)
JUDGE

SS
List No.: 1 Sl No.: 26