



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF FEBRUARY, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

THE HON'BLE MR. JUSTICE VIJAYKUMAR A. PATIL

REGULAR FIRST APPEAL NO. 262 OF 2025 (PAR)

BETWEEN:

1. SRI. K. RAMANATH
S/O K.R. KRISHNASWAMY IYER
AGED ABOUT 69 YEARS
R/AT No.232, 14TH CROSS
5TH MAIN ROAD, M.C. LAYOUT
VIJAYANAGAR, BENGALURU-560 040
2. SMT. GIRIJA VISHWANATH IYER
W/O C.U. VISHWANATHA IYER
AGED ABOUT 72 YEARS
No.6, P.F. LAYOUT, 5TH CROSS
MARON HOBLI, VIJAYANAGAR
BENGALURU-560 040
3. MISS. SHILPA RAMANATH
D/O K. RAMANATH
AGED ABOUT 37 YEARS
R/AT No.232, 14TH CROSS
5TH MAIN ROAD, M.C. LAYOUT
VIJAYANAGAR
BENGALURU-560 040
4. MISS. SNEHA
D/O K. RAMANATH
AGED ABOUT 33 YEARS
R/AT No.232, 14TH CROSS
5TH MAIN ROAD, M.C. LAYOUT





VIJAYANAGAR
BENGALURU-560 040

...APPELLANTS

(BY SRI. KAMALESHWARA POOJARY, ADVOCATE)

AND:

1. SRI. SOMANATH
S/O K.R. KRISHNASWAMY IYER
AGED ABOUT 66 YEARS
R/AT No.232, 14TH CROSS
5TH MAIN ROAD, M.C. LAYOUT
VIJAYANAGAR, BENGALURU-560 040
2. M/S. SAMMY'S DREAMLAND PVT. LTD.
OFFICE AT No.4, III FLOOR
A.G.S. PLAZA, R.T. NAGAR
BENGALURU-560 032
3. SRI. JITENDRA VIRWANI
EMBASSY BOULEVARD
BENGALURU-HYDERABAD HIGH WAY
HUNSAMARNAHALI
NEAR AIR FORCE STATION
YELAHANKA, BENGALURU NORTH
BENGALURU-562 157
4. M/S. EMBASSY PROPERTY
DEVELOPMENTS LTD.
(FORMERLY KNOWN AS
DYNASTY DEVELOPERS PRIVATE LTD.)
REP. BY ITS CHAIRMAN
AND MANAGING DIRECTOR
1ST FLOOR, EXBASSY POINT
150, INFANTRY ROAD
BENGALURU-560 001

...RESPONDENTS

THIS RFA IS FILED UNDER SECTION 96 OF CPC,
AGAINST THE ORDER DATED 16.12.2024 PASSED ON



REVISION PETITION No.3 OF 20124 IN OS. No.250/2019 ON THE FILE OF THE PRINCIPAL SENIOR CIVIL JUDGE AND JMFC, DEVANAHALLI, ALLOWING THE REVIEW PETITION FILED UNDER SECTION 114 R/W SEC.114, 151, 152 AND 153 OF CPC.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MRS. JUSTICE ANU SIVARAMAN
and
HON'BLE MR. JUSTICE VIJAYKUMAR A. PATIL

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE VIJAYKUMAR A. PATIL)

Learned counsel appearing for the appellants seeks leave of the Court to withdraw the appeal and has filed a memo to that effect. The memo reads as under;

"The appellants in the above RFA most respectfully submit that the above matter has been settled between the parties and accordingly, the Appellants have filed memo for settlement before the Hon'ble Principal Senior Civil Judge, Devanahalli in FDP No.6/2025 and accordingly the said FDP proceedings has been closed vide order dated 28.10.2025.

Wherefore, the Appellants in the above FDP most respectfully pray that this Hon'ble Court be



pleased to dismiss the above RFA as withdrawn in the interest of justice and equity."

2. In view of the memo, appeal is ***dismissed*** as withdrawn.

**Sd/-
(ANU SIVARAMAN)
JUDGE**

**Sd/-
(VIJAYKUMAR A. PATIL)
JUDGE**

RAK
List No.: 3 Sl No.: 23