



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

WRIT PETITION NO. 8282 OF 2026 (GM-CPC)

BETWEEN:

SRI JAYAPRAKASH
S/O. LATE M.H. CHANDRAPPA
AGED ABOUT 60 YEARS
R/AT NO. 604, 1ST E MAIN ROAD
MATHIKERE, BENGALURU 560 054.

...PETITIONER

(BY SRI. BALAKRISHNA SHASTRY G, ADVOCATE)

AND:

APPAMMA
SINCE DECEASED
REP. BY HER LEGAL HEIRS.

A. SUBBEGOWDA
S/O. LATE ANJANAPPA
SINCE DECEASED
REP. BY HIS LEGAL HEIRS

1. SMT. KOMALA
W/O. LATE S.A. SUBBEGOWDA
AGED ABOUT 63 YEARS.

SRI MAHESH
SINCE DEAD
REP. BY HIS LEGAL HEIRS

2. SMT. UMADEVI
W/O. LATE MAHESH





AGED ABOUT 39 YEARS

3. KUM. DHANVI
D/O. LATE MAHESH
AGED ABOUT 7 YEARS
4. MASTER VIHAN
S/O. LATE MAHESH
AGED ABOUT 1 YEAR
SINCE R3 AND R4 ARE MINORS THEY ARE
REP. BY THEIR NATURAL GUARDIAN
SMT. UMADEVI.
R1 TO R4 ARE R/AT NO. 448/B
1ST MAIN ROAD, NEAR BEL ROAD
MATHIKERE, CHIKKAMARANAHALLI
BENGALURU 560 054.
5. SRI GIRISH
S/O. LATE S.A. SUBBEGOWDA
AGED ABOUT 34 YEARS
R/ AT NO. 448/B 1ST MAIN ROAD
NEAR BEL ROAD, MATHIKERE
CHIKKAMARANAHALLI
BENGALURU 560 054.

M.M. CHANDRAPPA
SINCE DEAD BY LRS
6. SMT. RAJESHWARI
D/O. LATE M.H. CHANDRAPPA
AGED ABOUT 64 YEARS
7. SMT. SUNANDAMMA
D/O. LATE M.H. CHANDRAPPA
AGED ABOUT 61 YEARS
8. SMT. SHYLAJA
D/O. LATE M. CHANDRAPPA
AGED ABOUT 58 YEARS



9. SMT. SUGUNA
D/O. LATE M.H. CHANDRAPPA
AGED ABOUT 55 YEARS

10. SMT. SUJATHA
D/O. LATE M.H. CHANDRAPPA
AGED ABOUT 53 YEARS

11. SMT. MANJULA
D/O. LATE M.H. CHANDRAPPA
AGED ABOUT 46 YEARS

R6 TO R11 ARE R/AT NO. 604
1ST E MAIN ROAD, MATHIKERE
BENGALURU 560 054

...RESPONDENTS

(BY SRI. V N SHANKAREGOWDA, ADVOCATE FOR R1 TO R5:
SERVICE OF NOTICE TO R6-R11 IS DISPENSED WITH)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF
THE CONSTITUTION OF INDIA PRAYING TO ISSUE A WRIT OF
CERTIORARI OR ANY OTHER WRIT QUASHING THE ORDER
DATED:27.02.2026 ON IA NO. 2/2025 IN EX NO:383/2015 ON
THE FILE OF XV ADDL. CITY CIVIL AND SESSIONS JUDGE AT
BENGALURU (CCH NO. 3) PRODUCED AT ANNEXURE-A AND
ETC.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING,
THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD



ORAL ORDER

1. In this writ petition, the petitioner-Judgment Debtor 1(f) has called in question the order dated 27.02.2026 passed by the XV Additional City Civil and Sessions Judge, Bengaluru (hereinafter referred to as 'Executing Court' for short) on I.A.Nos.II/2025 and III/2025 in Ex.No.383/2015, whereby the Executing Court has directed to execute the decree in FDP No.37/1989 with police protection.

2. The learned counsel appearing for the petitioner/Judgment Debtor No.1(f) and the learned counsel appearing for respondent Nos.1 to 5/Decree Holders have not disputed the sketch prepared by the Court Commissioner appointed in the FDP, produced as Annexure-D. As per the FDP, the Decree Holders are entitled to $2 \frac{1}{5}^{\text{th}}$ share in the suit schedule property, which comes to 2.02 guntas. The Commissioner, vide Annexure-D, has demarcated the land in the sketch.



3. The only apprehension of the petitioner is that unless the surveyor identifies the land demarcated by the Commissioner in Annexure-D, it would be difficult for the bailiff to execute the decree. Therefore, it is contended that the decree can be executed by the bailiff with the assistance of the Assistant Director of Land Records (ADLR).

4. Since the parties have accepted the final decree proceedings and the sketch prepared by the Commissioner, and as the said sketch (Annexure-D) is not in dispute, the bailiff requires the assistance of the ADLR for proper identification of the land along with necessary police protection.

5. Therefore, before executing the impugned order, the bailiff shall take the assistance of the ADLR to identify the land of the Judgment Debtors pursuant to Annexure-D. Upon such identification, the bailiff shall proceed to execute the impugned order in accordance with law.



6. Accordingly, the bailiff is directed to execute the order passed by the Trial Court on I.A.No.II in Ex.No.383/2015 vide Annexure-A, with the assistance of the ADLR for identification of the land along with the necessary Police protection.

7. To that extent, the order dated 27.02.2026 passed by the Executing Court on I.A.No.II/2025 in Ex.No.383/2015 is hereby modified by directing the bailiff to take the assistance of the ADLR for identification of the land along with the necessary Police protection. The order passed on I.A.No.III/2025 granting police protection shall remain unaltered.

8. Accordingly, the writ petition is ***disposed of.***

Sd/-
(H.T. NARENDRA PRASAD)
JUDGE