



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 16TH DAY OF OCTOBER, 2025

BEFORE

THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY

WRIT PETITION NO. 10794 OF 2024 (GM-CPC)

BETWEEN:

SMT. SHAKUNTHALA
D/O LATE MARIYAPPA
W/O NAGARAJ
AGED ABOUT 45 YEARS
R/AT NAGENAHALLI
SINGANAYAKANAHALLI POST
YELAHANKA, BANGALORE - 560 064.

...PETITIONER

(BY SRI BHASKAR GOWDA N.M, ADV.)

AND:

1. B.K. NARAYANASWAMY
S/O LATE KEMPAIAH B.M.
AND LATE SAVITHRAMMA
AGED ABOUT 53 YEARS
R/AT NO.48, NAGESHWARA
NAGENAHALLI COLONY
NEAR KINGSTON RESIDENCY
DR SHIVARAMA KARANTH NAGAR
BENGALURU NORTH TALUK
BENGALURU - 560 077.
2. MUNIRAJU B.K
S/O LATE KEMPAIAH B.M
AND LATE SAVITHRAMMA
AGED ABOUT 46 YEARS
R/AT BENDIGANAHALLI
VILLAGE AND POST
HOSKOTE TALUK
BENGALURU RURAL - 562 129.



3. B.K. SHANTHAMMA
D/O LATE KEMPAIAH B.M
AND LATE SAVITHRAMMA
AGED ABOUT 45 YEARS
W/O G VENKATESH
R/AT NO.127A
1ST CROSS, K.R. PURAM
BENGALURU - 560 036.
4. K KRISHNAPPA
S/O LATE KEMPAIAH
AGED ABOUT 76 YEARS,
R/AT NAGENAHALLI
SINGANAYAKANAHALLI POST,
YELAHANKA, BENGALURU - 560 064.
5. B.R. AKBAR PASHA
S/O A ABDUL RAHEEM
AGED ABOUT 49 YEARS
R/AT NO.25, HIGH ROAD
ALAYANGAYAM
VANIYAMBADI TOWN
NORTH ARCOT TALUK
AMBEDKAR DISTRICT
TAMILNADU-632503.
6. AGA MOHAMMAD ALI
S/O AGA KAZIM ALI
AGED MAJOIR
R/AT NO.32, HARRIS ROAD
BANGALORE - 560 025.
7. MURZAMJAN
S/O AJAMJAN
AGED MAJOR
R/AT NO.84, BENSON CROSS
ROAD, BENSON TOWN
BENGALURU - 560 046.
8. K.M. KAMALUDDIN
S/O K M GHOUSE SAHEB
AGED ABOUT 76 YEARS
R/AT NO.72, N.P.K STREET
OLD PET, KRISHNAGIRI-2
KRISHNAGIRI TALUK



DHARMAPURI DISTRICT
TAMILNADU - 635 001.

9. SMT. SULOCHANAMMA
W/O LATE GOVINDRAJU
AGED ABOUT 76 YEARS.
10. G PRASHANTH
S/O LATE GOVINDRAJU
AGED ABOUT 30 YEARS.

NO.9 AND 10 ARE RESIDING AT
NO.49, MIG 3RD MAIN ROAD
1ST STAGE, KHB COLONY
AGRAHARA DASARAHALLI
BASAVESHWARA NAGAR
BENGALURU - 560 079.

11. V. NAGAI AH
S/O LATE SRI VENKATAIAH
AGED ABOUT 68 YEARS
R/AT NO.1279, SURYAVAMSHI
3RD CROSS, 60 FEET ROAD
JUDICIAL LAYOUT, GKV K POST
BENGALURU - 560 065.

...RESPONDENTS

(BY SRI HARSHA, ADV., FOR R-1 TO R-3;
SMT. KALPANA P.V, ADV., FOR IMPEADING APPLICANT;
V/O/D 18.04.2024, NOTICE TO R-4 TO R-11 IS D/W)

THIS WP IS FILED UNDER ARTICLE 227 OF THE
CONSTITUTION OF INDIA PRAYING TO SET ASIDE THE ORDER
DATED 13.2.24 AS PER ANNEXURE-A PASSED BY THE LEARNED I
ADDITIONAL SENIOR CIVIL JUDGE, BANGALORE RURAL DISTRICT
AND ETC.

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

CORAM: HON'BLE MR. JUSTICE S VISHWAJITH SHETTY



ORAL ORDER

Learned counsel for the petitioner submits that this petition may be dismissed as not pressed with liberty to the petitioner to file necessary application before the trial Court seeking appropriate relief bringing to the notice of the trial Court about the subsequent events that had taken place after filing of the suit.

2. The said submission placed on record.

3. The petition is dismissed as not pressed with liberty as prayed for. If such an application is filed, the trial Court shall consider the same and pass appropriate orders in accordance with law.

4. All pending IA's stands disposed of.

**Sd/-
(S VISHWAJITH SHETTY)
JUDGE**