



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 28TH DAY OF OCTOBER, 2025
BEFORE
THE HON'BLE MR. JUSTICE S VISHWAJITH SHETTY
WRIT PETITION NO. 47429 OF 2018 (GM-CPC)

BETWEEN:

1. SRI POORANA PRAGNA EDUCATION
SOCIETY
RAJENDRANAGAR
CHITHRADURGA - 577 536
REPRESENTED BY ITS SECRETARY
SMT D B VEENA
W/O SRI RANGASWAMY
AGED ABOUT 46 YEARS.
2. SRI RANGASWAMY
S/O NINGAPPA
R/O # 90/A, VIDYANAGAR
FIRST CROSS, DASHAVATHARA
TEMPLE ROAD, CHIKKANAYAKANAHALLI
TUMKUR DISTRICT
TUMKUR -577 214.

...PETITIONERS

(BY SRI SAGAR B.B, ADV.)

AND:

1. SRI GANGADHRAIAH
S/O GIRIYAPPA
THITTAMEGHALAPALYA
KEMPANNAHALLI ANCHE
KUNIGAL TALUK
TUMKUR DISTRICT
TUMKUR - 572 105.
2. THE STATE OF KARNATAKA
DEPARTMENT OF HIGHER EDUCATION
UNIVERSITY M.S. BUILDING
DR. AMBEDKAR VEEDHI
BENGALURU - 560 001
REPRESENT BY ITS SECRETARY.



...RESPONDENTS

(BY SRI VIJAYA KUMAR V.B, ADV., FOR R-1;
SMT. RADHA RAMASWAMY, AGA FOR R-2)

THIS WP IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ORDER DATED 25.09.2018 PASSED ON I.A.NO.1 IN EX.NO.94/2018 IN THE COURT OF PRINCIPAL DISTRICT AND SESSION JUDGE AT CHITHRADURGA VIDE ANNEXURE-U.

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

1. This writ petition arises out of the order passed on I.A.Nos.I and II in Ex.P.No.94/2018 passed by the Court of Principal District & Sessions Judge, Chitradurga.

2. Heard the learned counsel appearing for the parties.

3. It is brought to the notice of this Court that Ex.P.No.94/2018 has been closed by the executing Court on 08.04.2025. I.A.No.I and II were filed questioning the maintainability of the execution petition. Therefore, this writ petition which arises out of order's passed on I.A.Nos.I and II in Ex.P.No.94/2018 will not survive for consideration.



4. Accordingly, this writ petition is dismissed having rendered infructuous.

5. However, in the event, execution petition is revived or if the decree holder files a fresh execution petition, the petitioners are always at liberty to question the maintainability of the said proceedings by filing appropriate application in the said proceedings.

Sd/-
(S VISHWAJITH SHETTY)
JUDGE