



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 9TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE R. NATARAJ

REGULAR FIRST APPEAL NO. 1136 OF 2025 (INJ)

BETWEEN:

1. MS JENNIFER JOEL,
AGED 30 YEARS,
DAUGHTER OF LEONILA
PRESENTLY RESIDING AT NO.2,
M-403, 2ND FLOOR, 2ND MAIN ROAD,
3RD BLOCK, HRBR LAYOUT,
BANGALORE-560 043.

2. MRS DAIZY JACQUINE
AGED 57 YEARS,
WIFE OF EMMANUEL BALARAJ MARIA SWAMY PRESENTLY
RESIDING AT NO.2,
M-403, 2ND FLOOR, 2ND MAIN ROAD,
3RD BLOCK, HRBR LAYOUT,
BANGALORE-560 043.
REPRESENTED HEREIN BY HER
SPECIAL POWER OF ATTORNEY HOLDER
MRS. FARZANA KHANUM.

...APPELLANTS

(BY SRI. REGO L P E.,ADVOCATE)

AND:

1. MR.AMJAD PASHA
AGED 65 YEARS,
S/O MR. GAFFAR KHAN

2. MRS. TASNEEM AMJAD
AGED 60 YEARS,





W/O MR. AMJAD PASHA

BOTH ARE RESIDING AT:
THE WHITE HOUSE APARTMENT,
NO.21/1, COLES ROAD, FRAZER TOWN,
BENGALURU-560 005.

3. ZIYU HOMES PRIVATE LIMITED
REPRESENTED BY ITS CEO & FOUNDER
MR. AHMED ALI BAIG,
OFFICE NO.485, SN TOWERS,
2ND FLOOR, HBR 3RD BLOCK,
OPP. B.D.A. COMPLEX, POLICE CHOWKI,
BENGALURU 560 043,
CURRENTLY R/AT NO.2,
M-403, 2ND MAIN ROAD,
3RD BLOCK, HRBR LAYOUT,
BENGALURU-560 043.

...RESPONDENTS

(BY SRI. SYED NASEERUDDIN, ADVOCATE FOR C/R1 & C/R2)

THIS RFA IS FILED UNDER SECTION 96 OF CPC, AGAINST THE JUDGMENT AND DECREE DATED 25.11.2024 PASSED IN OS.NO.25534/2024 ON THE FILE OF THE LXXIII ADDITIONAL CITY CIVIL AND SESSIONS JUDGE, BENGALURU, (CCH-74), DECREERING THE SUIT FOR EVICTION, PERMANENT INJUNCTION.

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

CORAM: HON'BLE MR. JUSTICE R. NATARAJ

ORAL JUDGMENT

Learned counsel for the appellants has filed a memo dated 09.04.2026 seeking permission of this Court to withdraw this appeal.



2. The memo is taken on record.

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 In view of the memo, this appeal is ***dismissed as withdrawn.***

4. Office is directed to refund the Court fee in accordance with the judgment of the Hon'ble Apex Court in ***High Court of Judicature at Madras vs. M.C.Subramaniam and Others - (2021) 3 SCC 560***

**Sd/-
(R. NATARAJ)
JUDGE**

BKN
List No.: 1 Sl No.: 22