HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MS. JUSTICE JYOTI M

MISCELLANEOUS FIRST APPEAL NO.857 OF 2018 (CPC)

BETWEEN:

SRI. SIDDHARTH DAS
S/O. SRI. PRIYA RANJAN DAS,
AGED ABOUT 40 YEARS,
RESIDING AT NO. 14182,
PRESTIGE SHANTINIKETAN,
WHITEFIELD ROAD,
BANGALORE-560 048.

...APPELLANT

(BY SRI. PRAVEENA KUMAR, ADVOCATE FOR
SRI. SRIVASTHAVA H.K., ADVOCATE)

AND:

1. SRI. MUNIYAPPA
   S/O. LATE SRI. VENKATARAMANAPPA,
   AGED ABOUT 80 YEARS,

2. SMT. MUNIYAMMA
   W/O. SRI. MUNIYAPPA,
   AGED ABOUT 75 YEARS,

3. SMT. JAYAMMA
   W/O. SRI. MUNIRAJA,
   AGED ABOUT 55 YEARS,

4. SMT. NAGARATHNA
   W/O. SRI.GOVINDAPPA,
   AGED ABOUT 50 YEARS,

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Location: HIGH COURT OF KARNATAKA

5. SRI. RAJA
S/O. SRI. MUNIYAPPA AND
SMT. MUNIYAMMA,
AGED ABOUT 45 YEARS,

6. SRI. RAMESH
S/O. SRI. MUNIYAPPA AND
SMT. MUNIYAMMA,
AGED ABOUT 40 YEARS,

7. SMT. PADMA
W/O. SRI. RAJU,
AGED ABOUT 38 YEARS,

8. SRI. MANJUNATHA
S/O. SRI. MUNIYAPPA AND
SMT. MUNIYAMMA,
AGED ABOUT 35 YEARS,

9. SMT. MANGALA
D/O. SRI. MUNIYAPPA AND
SMT. MUNIYAMMA,
AGED ABOUT 30 YEARS,

10. SRI. PILLAKKA
S/O. SMT. KATAMMA,
AGED ABOUT 48 YEARS,

11. SRI. SHANKARA
S/O. SMT. KATAMMA,
AGED ABOUT 30 YEARS,

12. SMT. KALA
S/O. SMT. KATAMMA,
AGED ABOUT 28 YEARS,

RESPONDENTS NO.1 TO 12 ARE
RESIDING AT NO.95,
OLD THIPPASANDRA, 8TH CROSS,
7TH MAIN, NEAR SANGEETHA SABHA,
BANGALORE-560 008.

13. SRI. MUNIRAJU
S/O. LATE SRI. OBALAPPA,
AGED ABOUT 69 YEARS,
RESIDING AT NO. 95,
OLD THIPPASANDRA,
HAL 2ND STAGE,
BANGALORE-560 038.

14. SRI. SHYAMA
S/O. LATE SRI. OBALAPPA,
AGED ABOUT 55 YEARS,
RESIDING AT NO.95,
OLD THIPPASANDRA,
HAL, 2ND STAGE,
BANGALORE-560 038.

15. SMT. RAMAKKA
W/O. SRI. VEERAPPA,
AGED ABOUT 64 YEARS,
RESIDING AT NO.95,
OLD THIPPASANDRA,
HAL 2ND STAGE,
BANGALORE-560 038.

16. SMT. LAKSMAMMA
W/O. SRI. VEERAPPA,
AGED ABOUT 63 YEARS,
RESIDING AT NO. 95,
OLD THIPPASANDRA,
HAL 2ND STAGE,
BANGALORE-560 038.

17. SMT. SUNDARI T
W/O. SRI. SARAVAN BHAVA
AGED ABOUT 52 YEARS,
RESIDING AT NO. 74, 3RD CROSS,
SRIRAMPURAM, BANGALORE-560021.

18. SRI. RAVI
S/O. LATE ABAYAPPA,
ADJACENT TO 692,

HAL 2ND STAGE,
INDIRANAGAR,
BANGALORE-560 008.

…RESPONDENTS

(BY SRI. M SHIVAPRAKASH, ADVOCATE FOR
R1, R2, R4, R6 TO R9;
R3, R5, R10 TO R12, R16 ARE
SERVED BUT UNREPRESENTED;
VIDE COURT ORDER DATED 29.05.2018,
APPEAL AGAINST R13 TO R15 AND R17 ARE
DISMISSED AS ABATED)

THIS MISCELLANEOUS FIRST APPEAL IS FILED UNDER ORDER 43 RULE 1(r) OF THE CODE OF CIVIL PROCEDURE, 1908.

THIS MISCELLANEOUS FIRST APPEAL IS LISTED FOR ORDERS, THIS DAY, THE JUDGMENT IS DELIVERED AS UNDER:

ORAL JUDGMENT

Sri.Praveenakumar., counsel on behalf of Sri.Srivasthava.H.K., for the appellant has appeared in person.

2. The appeal is filed to set aside the order dated:16.01.2018 passed by the XXVII Addl. City Civil Judge, Bengaluru City (CCH-9) on I.A. in O.S.No.1950/2016.

3. The Registry concerned has furnished the E-court status of O.S.No.1950/2016. A perusal of the same depicts that the suit has been disposed on 10.06.2024. Because of disposal

of the main suit itself, the appeal does not survives for consideration.

4. Resultantly, the appeal is ***dismissed*** as infructuous.

Because of dismissal of the appeal, interim order granted if any stands discharged and pending interlocutory applications if any are disposed of.

SD/-
(JYOTI M)
JUDGE

MRP
List No.: 1 Sl No.: 24.1