



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

COMMERCIAL APPEAL NO. 387 OF 2025

BETWEEN:

1. M/S TULASI HOSPITALITY SERVICES
REPRESENTED BY ITS MANAGING PARTNER,
SRI.TULASI SRINIVAS,
S/O LATE. T.G.RAMA RAO,
H.NO. 17-104, KAMALANAGAR,
DILSUKHNAGAR,
HYDERABAD - 500060,
AND ALSO AT 538, 'B' BLOCK,
60 FEET MAIN ROAD,
AECS LAYOUT, BROOKEFIELDS,
OFF ITPL MAIN ROAD,
BENGALURU-560037,

2. SRI.TULASI SRINIVAS
AGED ABOUT 56 YEARS,
S/O LATE.T.G.RAMA RAO,
MANAGING PARTNER,
M/S TULASI HOSPITALITY SERVICES,
H.NO 17-104, KAMALANAGAR,
DILSUKHNAGAR,
HYDERABAD - 5600060

AND ALSO AT 538, 'B' BLOCK,
60 FEET MAIN ROAD,
AECS LAYOUT,





BROOKEFIELDS,
OFF ITPL MAIN ROAD,
BENGALURU - 560037

...APPELLANTS

(BY SRI. DHANANJAYA C M, ADVOCATE)

AND:

SRI.NAGANNA ASHOK KUMAR
AGED ABOUT 67 YEARS,
S/O LATE. K.M NAGANNA,
R/O BLK C1-1904, L AND T SOUTH CITY,
OFF BANNERGHATTA ROAD,
ARKERE MICO LAYOUT,
JP NAGAR, 7TH PHASE,
BENGALURU -560076
PRESENTLY RESIDING AT
5 ELIAS GREEN, 12-04
SINGAPORE-59961
REPRESENTED BY HIS SPA HOLDER
SRI. N.G.CHANNABASAVAIAH,
AGED ABOUT 60 YEARS,
S/O LATE. N.GANGADHARAIAH,
RESIDING AT 526,
CHOWDESHWARI NILAYA,
OPPOSITE SHIVAKRUPA PROVISION STORE,
RAMAMANDIRA ROAD,
SAHAKARNAGAR POST,
KODIGEHALLI,
BENGALURU-560092

...RESPONDENT

THIS COMAP IS FILED PRAYING TO SET ASIDE THE
JUDGMENT AND DECREE DATED 31.01.2025 PASSED IN
COM.O.S.NO.1616/2022 ON THE FILE OF THE LXXXIX
ADDITIONAL CITY CIVIL AND SESSIONS JUDGE, (CCCH No.90)
BENGALURU CITY.



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

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL JUDGMENT

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The office objections have not been complied with.
2. We also note that there is a delay of 62 days in filing the present appeal. There is no application for condoning the said delay. We note that this Court had directed that the appeal be listed, if the objections were complied. By an order dated 21.01.2026, this Court noted that a final opportunity to cure the defects was granted to the appellants on 05.11.2025, however, the appellants granted yet another opportunity to cure the office objections. This Court also directed that if the office objections are not cured within two weeks from the said date, the appeal shall stand dismissed.
3. We had directed the listing of the present appeal conditionally on the office objections being complied with. Since the



office objections were not complied with, the appeal was not required to be listed. The appeal stands dismissed in terms of the order dated 21.01.2026.

4. All pending applications are also disposed of.

Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE

Sd/-
(C.M. POONACHA)
JUDGE

Vmb
List No.: 1 Sl No.: 8