



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

WRIT PETITION NO.15993 OF 2023 (GM-CPC)

BETWEEN:

1. SMT. RATHNAMMA @ NAGARATHNAMMA
D/O LATE BHOGACHARI,
W/O B R NARASIMHAMURTHY
AGED ABOUT 60 YEARS,
R/AT SULIKERE VILLAGE AND PO
Kengerihobli,
BENGALURU SOUTH TALUK
BENGALURU-560060.

...PETITIONER

(BY SRI. SHASHI KUMAR S., ADVOCATE)

AND:

1. VENKATESHAMURTHY CHARI
S/O LATE BHOGA CHARI
AGED ABOUT 58 YEARS
2. SMT. REKHA
W/O VENKATESHMURTHY CHARI
AGED ABOUT 36 YEARS
3. SRI. SANJEEVACHARI V
S/O VENKATESHAMURTHY CHARI
AGED ABOUT 24 YEARS
4. KUM. USHA V
D/O VENKATESHAMURTHY CHARI
AGED ABOUT 20 YEARS





5. SMT. BHAGYAMMA
D/O LATE BHOGACHARI
W/O SANJEEVA MURTHY
AGED ABOUT 56 YEARS
6. SMT. S. GEETHA
D/O SANJEEVA MURTHY AND BHAGYAMMA
AGED ABOUT 33 YEARS
7. SRI. S. VISHWANATH
S/O SANJEEVA MURTHY AND BHAGYAMMA
AGED ABOUT 31 YEARS
8. SMT. VARALAKSHMI S
D/O SANJEEVA MURTHY AND BHAGYAMMA
AGED ABOUT 29 YEARS,
9. KUM. S. ANUSHA
D/O SANJEEVA MURTHY AND BHAGYAMMA
AGED ABOUT 22 YEARS

RESPONDENTS NO.1 TO 9 ARE
R/AT SULIKERE VILLAGE AND PO
KEGRIHOBLI, BENGALURU SOUTH TALUK
BENGALURU-560060.

10. SRI. V.K. JAYARAM
S/O VENKATESHAPPA
AGED ABOUT 66 YEARS
11. SMT. PARVATHAMMA @ PARVATHI
W/O V K JAYARAM
AGED ABOUT 60 YEARS
12. SMT. KALPANA J
D/O V K JAYARAM
AGED ABOUT 38 YEARS

RESPONDENTS NO.10 TO 12 ARE
R/AT NO.33, 14TH 'A' CROSS



PIPELINE ROAD, CHELURUPALYA
VIJAYANAGAR, MAGADI ROAD
BENGALURU-560 023.

13. SRI. SURESH R C
S/O CHIKKANNA
AGED ABOUT 38 YEARS
R/AT NO.16, RAMASANDRA VILLAGE
SULIKERE POST, KENGERI HOBLI
BENGALURU SOUTH TALUK
BENGALURU-560 060.

14. THE ADDITIONAL LAND ACQUISITION OFFICER
BENGALURU DEVELOPMENT AUTHORITY
BENGALURU-560020.

...RESPONDENTS

(BY SRI.K. KRISHNA, ADVOCATE FOR R14;
SRI. K.S.UDAY, ADVOCATE FOR R10;
SRI. SOMASHEKARA K.M., ADVOCATE FOR R13)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ORDER DATED 06.05.2023 PASSED BY THE VACATION ORDER, (COURT OF II ADDL. DISTRICT AND SESSIONS JUDGE) BENGALURU RURAL DISTRICT IN OS NO.60/2023 AT ANNEXURE-A ON IA NO.5/2023 FILED U/O XXXIX RULES 1 AND 2 R/W SEC.151 OF CPC BY NOT GRANTING AN EXPARTE AD-INTERIM ORDER AS PRAYED FOR IN THE SAID IA AND ALLOW THE IA NO.5/2023 FILED BY THE PETITIONER VIDE ANNEX-C BY RESTRAINING THE R10 TO 12 FROM WITHDRAWING ANY COMPENSATION FROM R14 IN LIEU OF ACQUISITION OF SUIT SCHEDULED PROPERTY, TILL DISPOSAL OF THE SAID APPLICATION BEFORE THE TRIAL COURT AND ETC.

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

CORAM: HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD



ORAL ORDER

1. This writ petition is filed by the petitioner-plaintiff challenging the order dated 06.05.2023 passed by the II Addl. District and Sessions Judge, Bangalore Rural District on application filed under Order XXXIX Rule 1 and 2 of CPC in O.S.No.60/2023, wherein the Trial Court has refused to grant an exparte order of temporary injunction.
2. The learned counsel for respondent No.10-defendant No.10 has submitted that on 20.02.2026, the Trial Court has passed the final order on application filed under Order XXXIX Rule 1 and 2 of CPC. Therefore, the prayer sought in this writ petition does not survive for consideration.
3. In view of the above submission, the writ petition is dismissed.

Sd/-
(H.T. NARENDRA PRASAD)
JUDGE

DM
List No.: 1 Sl No.: 48