



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

WRIT PETITION NO. 22583 OF 2025 (GM-RES)

BETWEEN:

SMT. GANGAMMA,
W/O GIRIYAPPA,
D/O. RANGAIAH@ TOTIRANGAIAH,
AGED ABOUT 55 YEARS
R/AT: TALAVADI VILLAGE,
KOOTAGAL HOBLI, RAMNAGARA TALUK,
RAMNAGARA DISTRICT- 562159

...PETITIONER

(BY SRI. ANDANAPPA GURAPPA BALLOLLI.,ADVOCATE)

AND:

1. SRI. KAMBAIAH K R
S/O LATE RANGAIAH @
TOTIRANGAIAH,
AGED ABOUT 69 YEARS,
R/AT. NO. 303, 2ND FLOOR,
1ST BLOCK, MAHAVEER HOMES,
BANDE MILL, KOMMA GATTA ROAD,
BANGALORE- 560060
2. SRI. KRISHNA,
S/O LATE RANGAIAH@ TOTIRANAGAIAH,
AGED ABOUT 65 YEARS,
R/AT NO. 2, 1ST FLOOR,
SRINIVASANAGAR, SUNKADAKATTE,
BANGALORE NORTH, BANGALORE-560091

Digitally
signed by
CHAITHRA A
Location:
HIGH COURT
OF
KARNATAKA



3. SRI. SHIVANANAJAIAH,
S/O. LATE RANGAIAH @ TOTIRANAGAIAH,
AGED ABOUT 65 YEARS,
R/AT. KEMPANAHALLI VILLAGE,
HULIYURDURGA HOBLI, KUNIGAL-572123

SRI. NAGARAJ @ NAGA,
S/O LATE K.R. HONNAIAH,
DEAD, HID LRS

4. SMT. MANJULA.T
W/O. NAGARAJ @ NAGA,
AGED ABOUT 36 YEARS,
5. KUMARI. DIVYASHREE. N
D/O LATE. NAGARAJ @ NAGA,
AGED ABOUT 12 YEARS,
MINOR REPRESENTED BY NATURAL
GUARDIAN BY NAME
MANJULA.T WHO IS HER MOTHER.

R4 & R5 ARE R/AT NO.4174,
9TH CROSS, E BLOCK,
RAJAJINAGAR, 2ND STAGE,
BANGALORE NORTH, BANGALORE 56010.

6. SMT. LAKSHAMMA
W/O. SHIVANANAJAIAH,
AGED ABOUT 51 YEARS,
R/AT KEMPANAHALLI VILLAGE,
HULIYURUDURGA HOBLI, KUNIGAL TALUK,
TUMAKUR DISTRICT- 572123.

...RESPONDENTS

THIS WP IS FILED UNDER ARTICLE 226 AND 227 OF THE
CONSTITUTION OF INDIA PRAYING TO WRIT IN THE NATURE
OF MANDAMUS OR CERTIORARI OR SET ASIDE THE
COMPROMISE ORDER AND DECREE DT. 24/09/2024 PASSED IN
O.S 419/2024 ON THE FILE OF ADDL. CIVIL JUDGE AND JMFC,



KUNIGAL, IN PURSUANCE OF COMPROMISE PETITION FILED BY THE PARTIES WHICH IS MARKED AS ANNEXURE- C.

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

CORAM: HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

ORAL ORDER

The petitioner, who is the plaintiff, is assailing the compromise decree dated 24.09.2024 recorded by the Civil Court in O.S.No.419/2024.

2. On perusal of the records, it is noticed that the alleged compromise is not one recorded before the Lok Adalat. On the contrary, the compromise has been recorded by the competent Civil Court in which the suit was instituted, and a final decree has been drawn in terms of such compromise.

3. In view of the above, the petitioner-plaintiff has an efficacious and statutory remedy under Order XXIII Rule 3A of the Code of Civil Procedure, 1908, to question the compromise. The proper course for the petitioner is to



approach the very Court which has recorded the compromise and passed the decree.

4. In light of the availability of such an alternative remedy, this Court is of the considered opinion that the present writ petition is not maintainable.

Accordingly, reserving liberty to the petitioner to avail appropriate remedy in accordance with law before the competent Civil Court, the writ petition stands disposed of.

Sd/-
(SACHIN SHANKAR MAGADUM)
JUDGE