



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S.KINAGI

CIVIL MISC. PETITION NO. 482 OF 2025

BETWEEN:

1. SRI MISHRIMAL
AGED 79 YEARS
SON OF VAGATWAR MAL,
AT NO.171, NAGHAR COMPLEX,
K.S.S. LANE,
AVENUE ROAD CROSS,
BENGALURU - 560002.
2. SMT. DHAKU BAI
AGED 77 YEARS,
WIFE OF MISRIMAL,
AT NO.171, NAGHAR COMPLEX,
K.S.S. LANE,
AVENUE ROAD CROSS,
BENGALURU - 560002.
3. SRI MUKESH KUMAR
AGED 49 YEARS
SON OF MISRIMAL
AT NO.171, NAGHAR COMPLEX,
K.S.S. LANE,
AVENUE ROAD CROSS,
BENGALURU - 560002.

...PETITIONERS

(BY SRI. SOMNATH H S., ADVOCATE)





AND:

MANTRI GRANDVIEW HOMES PVT. LTD.,
A COMPANY INCORPORATED UNDER THE
COMPANIES ACT,
HAVING ITS REGISTERED OFFICE AT
MANTRI HOUSE NO.41,
VITTAL MALYA ROAD,
BENGALURU - 560001
REP. BY ITS DIRECTOR / AUTHORIZED
REPRESENTATIVE

ALSO AT:
MANTRI GARDENVIEW HOMES PVT. LTD.,
A COMPANY INCORPORATED UNDER THE
COMPANIES ACT,
C/O GARDENVIEW ABODE PRIVATE LIMITED
SAMRAH PLAZA
AWFIS SAMRAH PLAZA,
ST MARKS ROAD, BENGALURU - 01.

...RESPONDENT

(BY HARSHA D JOSHI, ADVOCATE FOR C/R)

THIS CMP IS FILED UNDER SECTION 11(6)(a) OF THE
ARBITRATION AND CONCILIATION ACT, 1996, PRAYING TO
APPOINT AN ARBITRATOR TO RESOLVE THE EXISTING
DISPUTE BETWEEN THE PARTIES HEREIN IN TERMS OF THE
ARBITRATION CLAUSE CONTAINED IN CLAUSE NO.10 OF THE
AGREEMENT OF SALE AND CLAUSE NO.21 OF THE AGREEMENT
OF CONSTRUCTION BOTH DATED 17.07.2019 (ANNEXURE A
AND B).

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



CORAM: HON'BLE MR. JUSTICE ASHOK S.KINAGI

ORAL ORDER

Learned counsel for the petitioners, after arguing the matter for some time, filed a memo seeking leave of the Court to withdraw the petition with a liberty to approach the appropriate forum in terms of clause 21 of the agreement of construction dated 17.07.2019 vide Annexure-A & B.

2. The memo is taken on record.

3. Accordingly, the petition is ***dismissed as withdrawn*** with the aforesaid liberty.

4. In view of dismissal of the petition, pending IA(s), if any, shall stand disposed of.

**Sd/-
(ASHOK S.KINAGI)
JUDGE**

PA
CT:KHV
List No.: 1 Sl No.: 43