



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 26TH DAY OF MARCH, 2026

PRESENT

THE HON'BLE MR. JUSTICE JAYANT BANERJI

AND

THE HON'BLE MR. JUSTICE RAJESH RAI K

MISCELLANEOUS FIRST APPEAL NO. 7525 OF 2024 (FC)

BETWEEN:

MRS. SUDHA KANAUJIYA
AGED ABOUT 34 YEARS,
D/O RAMESH,
R/O OLD BARRACK T S O
ROOM NO.19, CHEMBUR COMP. R C MARG,
MUMBAI-400 007.

...APPELLANT

(BY SRI. GOPIKARUNAKARAN, ADVOCATE AND
SRI. UDAY SHANKAR M., ADVOCATE)

AND:

MR. K. MOHANARANGAN
AGED ABOUT 49 YEARS,
S/O KANNIAPPAN,
R/O NO.409, SRI VARI ENCLAVE,
HORAMAVU PO.,
BANGALORE-560 074.

...RESPONDENT

(BY SRI. K. MOHANARANGAN, PARTY-IN-PERSON)

THIS MFA IS FILED UNDER SECTION 19(1) OF FAMILY
COURTS ACT, 1984 AGAINST THE ORDER DATED 24.08.2022
PASSED IN MC.NO.5080/2019 ON THE FILE OF THE II
ADDITIONAL PRINCIPAL JUDGE, FAMILY COURT, BENGALURU,
PARTLY ALLOWING THE PETITION FILED UNDER SECTION 11

Digitally signed
by PANKAJA S
Location: HIGH
COURT OF
KARNATAKA



R/W SECTION 5(i) AND 12(1) (b) R/W SECTION 5(ii) OF THE
HINDU MARRIAGE ACT 1955.

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

CORAM: HON'BLE MR. JUSTICE JAYANT BANERJI
and
HON'BLE MR. JUSTICE RAJESH RAI K

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE JAYANT BANERJI)

I.A.No.1/2026 is filed to recall the order dated
06.02.2026. The cause shown in the affidavit for non
appearance is sufficient and therefore, the order dated
06.03.2026 is recalled and the appeal is restored to its file.

2. A memo for withdrawal of the appeal has been
filed by the advocate for the appellant in which it is stated
as follows:

*"1. The Appellant respectfully submits
that she wishes to withdraw the
appeal.*

*2. The Appellant prays that this
court may be pleased to grant the
appellant the liberty to file a petition
under Section 25 of the Hindu
Marriage Act, 1955 for maintenance
and alimony."*



3. Since the appellant is the *dominus litis* and wants to withdraw the appeal, appeal is ***dismissed as withdrawn.***

4. As far as liberty sought to file a petition under Section 25 of the Hindu Marriage Act, 1955, without expressing any opinion as to the maintainability or otherwise of the claim of the appellant, it is observed that the provision of Section 25 of the Hindu Marriage Act, 1955 gives liberty to eligible persons to move appropriate application, for which no liberty of this Court is required.

**SD/-
(JAYANT BANERJI)
JUDGE**

**SD/-
(RAJESH RAI K)
JUDGE**