



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

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

WRIT PETITION NO. 33345 OF 2025 (S-RES)

BETWEEN:

SMT. NAVYASHREE
C/O.MADHUSUDHANA
NO.183, 5TH CROSS
AGED ABOUT 32 YEARS
AGRICULTURE OFFICE QUARTERS
LOHITH NAGARA, NELAMANGALA
BENGALURU RURAL
KARNATAKA-562 123.

...PETITIONER

(BY SRI. NATARAJA., ADVOCATE)

AND:

1. M/S. KAPIL CHITS(K) PVT., LTD.,
CHITS FUND COMPANY
NO.499, 1ST FLOOR, EAST END MAIN ROAD
9TH BLOCK, JAYANAGAR
BENGALURU-560 068.
REP. BY ITS MANAGING DIRECTOR
2. SMT. RASHMI SHIVASHANKAR
W/O SRI.SHIVASHANKAR
AGE IN MAJOR
#185/11, 2ND MAIN, 2ND CROSS
CANARA BANK COLONY
UTTARAHALLI MAIN ROAD
BENGALURU-560 061.
3. SRI.SHIVASHANKAR
AGE IN MAJOR





#185/11, 2ND MAIN, 2ND CROSS
CANARA BANK COLONY
UTTARAHALLI MAIN ROAD
BENGALURU-560 061.

4. SRI.GURU M PATIL
S/O. SRI.G.B. MANJUNATH
AGE IN MAJOR
R/AT #. 1041, 2ND MAIN
BHSC LAYOUT, UTTARAHALLI MAIN ROAD
BENGALURU-560 061.
5. SRI.D.M.GOWRISHANKAR
S/O. SRI.D.M.MALLIKARJUNAIAH
AGE IN MAJOR
68, MANJUNATH COLONY
MARENAHALLI, J.P.NAGARA
BENGALURU-560 078.
6. SRI.ANIL KUMAR
S/O SRI.LAKSHMIPATHY
AGE IN MAJOR
#1624, 3RD CROSS, 17TH MAIN ROAD
2ND PHASE, J.P.NAGAR
BENGALURU-560 078.
7. SRI.J. JANAKIRAMAIAH
S/O.SRI. RAMAIAH
AGE IN MAJOR
499, EAST END MAIN ROAD
9TH BLOCK, JAYANAGARA
BENGALURU-560 079.
8. SMT.ESHWARI
W/O.V.CHANDRAPPA
499, EAST END MAIN ROAD
9TH BLOCK, JAYANAGARA
BENGALURU-560 079.
9. SRI.G. RAMESH
S/O. G.GANGARAM



AGE IN MAJOR
1466, 14TH MAIN ROAD
SHANKARMUTT MAIN ROAD
BENGALURU-560 086.

10. JOINT DIRECTOR OF AGRICULTURE,
(GARNISHEE), AGE IN MAJOR
BEERASANDRA, DEVANAHALLI
BENGALURU RURAL DISTRICT.

...RESPONDENTS

(BY SRI. KUMARASWAMY C V., ADVOCATE FOR R1:
SRI M RAJAKUMAR, AGA FOR R10:
NOTICE TO R2 TO R9 ARE DISPENSED WITH
V/O DATED: 13.11.25)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE LETTER NO: ಸಕ್ಕನಿ/ನೆಲ/ಮ.ಸೂ/04/2025-26 DATED: 25-09-2025 IN ANNEXURE-A, WITHHOLDING DEATH BENEFITS TO THE PETITIONER'S HUSBAND (CLAIMS TO HAVE PASSED AN ORDER BY THE HON'BLE CITY CIVIL JUDGE AT BENGALURU IN EXECUTION CASE NO.3567/2017), PENDING ON THE FILE OF XLIII ADDITIONAL CITY CIVIL AND SESSION JUDGE AT BENGALURU IN THE INTEREST OF JUSTICE AND EQUITY I.E., AS PER ANNEXURE-C BY ALLOWING THIS WRIT PETITION AND ETC.

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

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

ORAL ORDER

This writ petition is filed under Article 227 of the Constitution of India, challenging the communication dated 25.09.2025 vide Annexure-A, on the ground that there was a direction in Ex.P.No.3567/2017 pending on the file



of the City Civil Judge at Bangalore to withhold the pensionary benefits of the petitioner.

2. The brief facts of the case are that the petitioner is the legally wedded wife of one Sri Madhusudhan S., who was an employee of the tenth respondent – State Government. During his service, he stood as a guarantor for a chit amount obtained by the second respondent from Kapil Chits Private Limited. The chit fund raised a dispute in No. DRB-CZ/CFS/46/2013-14 and obtained an award for a sum of Rs.2,79,490/-. To execute the award and recover the said amount, the chit fund company filed an execution petition in Ex.P.No.3567/2017. The respondent–Authority, by mistake, stated that there was an order passed by the Executing Court to withhold the pension payable to the petitioner, hence, passed the impugned order.

3. The learned counsel for the petitioner has produced the order sheet of the Executing Court. There is no order passed by the Executing Court directing the State



Government to withhold the pension payable to the petitioner. The impugned order at Annexure-A has been passed without application of mind. On this ground alone, the impugned order at Annexure-A is liable to be quashed.

4. Accordingly, the following order is passed:

(i) The writ petition is allowed.

(ii) The impugned order dated 25.09.2025 vide Annexure-A is quashed.

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

CM
LIST NO.: 1 SL NO.: 67