



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

WRIT PETITION NO. 34305 OF 2025 (GM-CPC)

BETWEEN:

1. M/S. ELITE ESTATE
A REGISTERED PARTNERSHIP FIRM
HAVING OFFICE AT 5,
K.H.B BUILDING, 13TH CROSS,
2ND STAGE, INDIRANAGR
BANGALORE 560038
REPRESENTED BY ITS AUTHORISE PARTNER
MR JAMES PINTO

...PETITIONER

(BY SRI. AJAY RAO., ADVOCATE)

AND:

1. SMT VEENA KUMARI R
AGE ABOUT 40 YEARS
DAUGHTER OF LATE C.K.RAJU
2. SMT RENUKA.R
AGE ABOUT 38 YEARS
DAUGHTER OF LATE C.K.RAJU
3. LAKSHMI KUMARI.R
AGE ABOUT 36 YEARS
DAUGHTER OF LATE C.K.RAJU
4. GOPAL R
AGE ABOUT 34 YEARS
SON OF C.K.RAJU





5. RAVI R
AGED ABOUT 31 YEARS
SON OF LATE C .K.RAJU

1-5 ALL ARE RESIDING AT NO.24/1
RESERVOIR STREET
BASAVANAGUDI
BANGALORE 560004
6. K.SARAOJA
W/O LATE SRINIVAS
AGED ABOUT 72 YEARS
7. MOHAN KUMAR
SON OF LATE SRINIVAS
AGED ABOUT 54 YEARS
8. CHANNAKESHA D S
SON OF LATE SRINIVAS
AGE ABOUT 53 YEARS
9. K S LINGARAJU
SON OF LATE SRINIVAS
AGED ABOUT 50 YEARS
10. D.S. DHANARAJU
SON OF LATE SRINIVAS
AGED ABOUT 47 YEARS

6-10 ALL ARE RESIDING AT
NO.32/2, 1ST BLOCK, 1ST CROSS,
THYAGARAJNAGAR, BANGALORE 560004

...RESPONDENTS

THIS WP IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO SET ASIDE THE ORDER DATED 31/10/2025 PASSED BY THE HONBLE V ADDL. DISTRICT AND SESSIONS JUDGE, DEVANAHALLI IN MA NO. 15053/2025 (AT ANNEX-A) AND CONSEQUENTLY ALLOW IA NO.1 FILED BY THE APPELLANT IN MA NO.15053/2025 (AT ANNEX-G) AND ETC.,

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



CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

In this petition, the petitioner seeks following reliefs:

- "a. *Set aside the Order dated 31.10.2025 passed by the Hon'ble V Additional District and Sessions Judge, Devanahalli in M.A.No.15053/2025 (at Annexure 'A') and consequently allow IA No.1 filed by the Appellant in MA No.15053/2025 (at Annexure 'G');*
- b. *Alternatively, direct the Hon'ble V Additional District and Sessions Judge, Devanahalli in M.A.No.15053/2025 to take up and dispose off IA No.1 filed by the Appellant (at Annexure 'G') within a time bound manner;*
- c. *Grant costs and such other reliefs as this Hon'ble court it deems fit in the interest of justice and equity."*

2. After arguing the matter for some time, learned counsel for the petitioner submits that the present petition may be disposed of directing the First Appellate Court to dispose of the appeal in M.A.No.15053/2025 filed by the petitioner as expeditiously as possible.

3. Submission is placed on record.



4. The petition stands disposed of directing the First Appellate Court to dispose of M.A.No.15053/2025 within a period of one month from the date of receipt of a copy of this order. All rival contentions are kept open.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

VM
List No.: 2 Sl No.: 10