



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM

REGULAR FIRST APPEAL NO. 2804 OF 2025 (RES)

BETWEEN:

1. D.G.SREEDHAR
S/O S.V GANGULAPPA
AGED ABOUT 59 YEARS
2. SMT.K.S.RAJESHWARI
W/O D.G. SREEDHAR
AGED ABOUT 58 YEARS
3. HIREN D. SREEDHAR
S/O D.G.SREEDHAR
AGED ABOUT 22 YEARS

ALL R/O FLAT NO. C 232
2ND FLOOR, TOWER C
DS MAX SAVERA APARTMENTS
UTTARAHALLI MAIN ROAD
BENGALURU - 560 061.

...APPELLANTS

(BY SRI. PRAKASH RAO JADHAV .V, ADVOCATE)

AND:

1. SMT. GAYATHRI
W/O A. RAMESH NAIDU
AGED ABOUT 53 YEARS
R/AT GURU NILAYA
OPP. PALM LEAVES APARTMENT
SUMUKHA LAYOUT, 1ST A CROSS
SNEHA COLONY, CHIKKALLASANDRA





BENGALURU - 560 061
REPRESENTED BY HER GPA HOLDER
SRI.A.RAMESH NAIDU.

2. OYE SPACE
JABM ONE SOURCE PVT. LTD,
2ND MAIN ROAD, NILA INVESTMENT LAYOUT
BETTADASANAPURA
ELECTRONIC CITY PHASE I
BENGALURU-560 100.
REPTD., BY ITS DIRECTOR
SRI. SUNIL MORE SHIVAJI RAO.

3. THE MANAGER
SRI. SHIVA KUMAR
OYE SPACE, JABM ONE SOURCE PVT. LTD.
2ND MAIN ROAD, NILA INVESTMENT LAYOUT
BETTADASANAPURA
ELECTRONIC CITY PHASE I
BENGALURU-560 100.

...RESPONDENTS

(BY SRI. ARUN K.S., ADVOCATE FOR C/R1)

THIS RFA IS FILED UNDER SECTION 96 OF CPC,
AGAINST THE JUDGMENT AND DECREE DATED 15.09.2025
PASSED IN OS.NO.6598/2022 ON THE FILE OF THE I
ADDITIONAL CITY CIVIL AND SESSIONS JUDGE (CCH-02)
BENGALURU CITY, DECREETING THE SUIT FOR EJECTMENT.

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

CORAM: HON'BLE MR. JUSTICE SACHIN SHANKAR MAGADUM



ORAL JUDGMENT

When the appeal was taken up for consideration, the learned counsel appearing for the appellants/tenants submitted that, without pressing the appeal on merits, the appellants are willing to withdraw the appeal, provided some reasonable time is granted to vacate and hand over vacant possession of the schedule premises to the respondent/landlord.

2. Upon deliberation between the learned counsel for the appellants/tenants and the respondent/landlord, and on instructions from their respective parties, a consensus has been arrived at that the appellants/tenants shall hand over vacant and peaceful possession of the schedule premises to the respondent/landlord on or before 24.06.2026.

3. In view of the said consensus, this Court directed the appellants/tenants to file an affidavit of undertaking affirming that they shall vacate the premises



and deliver vacant possession to the respondent/landlord on or before 24.06.2026, without seeking any further extension of time.

4. The affidavit of undertaking filed by the appellants/tenants is taken on record.

5. In the light of the undertaking so furnished, the appeal stands disposed of as withdrawn, with a direction that the appellants/tenants shall hand over vacant and peaceful possession of the schedule premises to the respondent/landlord on or before 24.06.2026. It is made unequivocally clear that no further extension of time shall be granted under any circumstances.

**Sd/-
(SACHIN SHANKAR MAGADUM)
JUDGE**

CA
List No.: 1 Sl No.: 10