

IN THE HIGH COURT OF KARNATAKA AT DHARWAD

[NINGAVVA W/O. DESAIGOUDA SURANAGOUDAR VS.
LINGANAGOUDA S/O. BHARAMAGOUDA PATIL]

24.03.2026

(VIDEO CONFERENCING / PHYSICAL HEARING)

CORAM: HON'BLE MR JUSTICE B.M.SHYAM PRASAD
and
HON'BLE MR JUSTICE SHIVASHANKAR
AMARANNAVAR

ORAL ORDER

(PER: HON'BLE MR JUSTICE B.M.SHYAM PRASAD)

Orders on I.A. Nos.1, 2 and 3 of 2026:

The appellant is aggrieved by the probate granted under Section 276 of the Indian Succession Act, 1925 [for short, '*the Act*'] in favour of the respondent in the proceedings in P & SC. No.15/2025 on the file of the IV Additional District and Sessions Judge, Dharwad. The appellant's case is that the respondent who is her nephew [*her husband's elder brother's son*], filed the application under Section 276 of the Indian Succession Act, 1925 without disclosing that she has survived her husband.

It is in the backdrop of this case that she seeks leave to prosecute this appeal along with condonation of delay stating she has preferred this appeal immediately after coming to know about the same.

On a careful consideration of the circumstances, the applications are allowed and the appeal stands disposed of by a separate order.

(B.M.SHYAM PRASAD)
JUDGE

(SHIVASHANKAR AMARANNAVAR)
JUDGE

Rsh
List No.: 3 Sl No.: 17