



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 25TH DAY OF FEBRUARY, 2026
BEFORE
THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR
REGULAR SECOND APPEAL NO. 100473 OF 2020 (SP)

BETWEEN:

1. SRI CHANNABASANAGOWDA
S/O. RANGANAGOUDA PATIL,
SINCE DECEASED BY HIS LR'S.
 - A) SMT. MADAVI
W/O. CHANNABASANAGOWDA PATIL,
AGED ABOUT 53 YEARS, OCC: HOUSEHOLD,
POST: DINDUR, DIST: GADAG-582114.
 - B) SMT. LAXMAVVA
W/O. PARASHURAMA ADAVIBHAVI,
AGED ABOUT 29 YEARS, OCC: HOUSEHOLD,
H.NO.148, WARD NO.01, BASAPUR (M),
HABBALKATTI, KUSHTAGI,
DIST. KOPPAL-583280.
 - C) KUMARI BHIMANBIKA
D/O. CHANNABASANAGOWDA PATIL,
AGED ABOUT 19 YEARS, OCC: STUDENT,
POST: DINDUR, DIST: GADAG-582114.
2. SRI BASANGOUDA
S/O. RANGANAGOUDA PATIL,
SINCE DECEASED BY HIS LR'S
 - A) SMT. YANKAVVA W/O. BASANNAGOUDA PATIL,
AGED ABOUT 48 YEARS, OCC: AGRICULTURE.
 - B) SRI RAMANAGOUDA
S/O. BASANNAGOUDA PATIL,





AGED ABOUT 28 YEARS, OCC: STUDENT.

C) KUMARI KAVERI
D/O. BASANNAGOUDA PATIL,
AGED ABOUT 22 YEARS, OCC: STUDENT.
ALL ARE HANCHINAL (INAM) HANCHINAL,
TQ: BILAGI, DIST: BAGALKOT-587117.

3. SRI SURESH S/O. RANGANAGOUDA PATIL,
AGED ABOUT 52 YEARS, OCC: AGRICULTURE.
4. SRI SANGANGOUDA S/O. RANAGANAGOUDA PATIL,
AGED ABOUT 51 YEARS, OCC: AGRICULTURE.
5. SMT. PARVATEWWA W/O. RANGANAGOUDA PATIL,
AGED ABOUT 72 YEARS, OCC: AGRICULTURE,
ALL ARE R/AT: GUDADINNI VILLAGE,
TQ: BILAGI, DIST: BAGALKOTE-587116.

...APPELLANTS

(BY SRI MRUTYUNJAY TATA BANGI, ADVOCATE)

AND:

SRI BASAPPA KRISHNAPPA KOLAKAR,
SINCE DECEASED BY LR'S.

1. SMT. YAMANAVVA W/O. BASAPPA KOLAKAR,
AGED ABOUT 63 YEARS, OCC: HOUSEHOLD,
R/AT. GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116,

SRI.PUNDALIK BASAPPA KOLAKAR
SINCE DECEASED BY LR'S.

2. SMT. RENUKA W/O. PUNDALIK KOLAKAR,
AGED ABOUT 47 YEARS, OCC :HOUSEHOLD,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE, NOW R/AT: MALAGHAN,
TQ. B. BAGEWADI, DIST. VIJAYAPURA.
3. SRI KRISHAPPA S/O. PUNDALIK KOLAKAR,



AGED ABOUT 25 YEARS, OCC: HOUSEHOLD,
R/AT: GIRIGANAVI, TQ. BILAGI, DIST. BAGALKOTE,
NOW R/AT: MALAGHAN, TQ. B. BAGEWADI,
DIST. VIJAYAPURA.

4. KUMARI SAVITA D/O. PUNDALIK KOLAKAR,
AGED ABOUT 23 YEARS, OCC: HOUSEHOLD,
R/AT: GIRIGANAVI, TQ. BILAGI, DIST. BAGALKOTE,
NOW R/AT: MALAGHAN, TQ. B. BAGEWADI,
DIST. VIJAYAPURA.

5. SRI SHEKAPPA S/O. BASAPPA KOLAKAR,
SINCE DECEASED BY HIS LR'S.

A) SMT. ASHWINI
W/O. CHANDRASHEKAR KOLKAR,
AGED ABOUT 25 YEARS, OCC: STUDENT.

B) KUMAR PRAJVAL
S/O. CHANDRASHEKAR KOLKAR,
AGED ABOUT 16 YEARS, OCC: STUDENT.

C) KUMAR PRADEEP
S/O. CHANDRASHEKAR KOLKAR,
AGED ABOUT 16 YEARS, OCC: STUDENT,
ALL R/AT: GIRAGAON,
POST. INAM HANCHINAL,
TQ. BILAGI, DIST. BAGALKOTE-587117.

RESPONDENTS NO.5(B) & 5(C) ARE MINORS
REP BY THEIR GURADIAN MOTHER,
SMT. ASHWINI W/O. CHANDRASHEKAR KOLKAR,
RESPONDENT NO.5(A).

6. SMT. NEELAVVA W/O. SOMAPPA WALIKAR,
AGED ABOUT 46 YEARS, OCC: HOUSEHOLD,
R/AT: YAKKUNDI, TQ: & DIST: VIJAYAPUR-587101.
7. SMT. TAYAWWA W/O. RACHAPPA WALIKAR,
AGED ABOUT 43 YEARS, OCC : HOUSEHOLD,
R/AT: DEGINAL, TQ. BASAVAN BAGEWADI,



DIST. VIJAYAPURA.

SRI YAMANAPPA KRISHNAPPA KOLAKAR,
SINCE DECEASED BY LR'S.

8. SMT. LAXMIBAI W/O. YAMANAPPA KOLAKAR,
AGED ABOUT 56 YEARS, OCC: HOUSEHOLD,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST: BAGALKOTE-587116.
9. SRI HOLABASU S/O. YAMANAPPA KOLAKAR,
SINCE DECEASED BY LRS.
 - A) SMT. SAROJINI W/O. HOLEBASU KOLKAR,
AGED ABOUT 34 YEARS, OCC: HOUSEHOLD,
 - B) KUMAR AAKASH S/O. HOLEBASU KOLAKAR,
AGED ABOUT 16 YEARS, OCC: STUDENT.
 - C) KUMAR AADARSH S/O. HOLEBASU KOLAKAR,
AGED ABOUT 13 YEARS, OCC: STUDENT
ALL R/AT: GIRAGOAN,
POST. INAM HANCHINAL, TQ. BILAGI,
DIST. BAGALKOT-587117.

RESPONDENT NO.9(B) AND R(C) ARE MINOR REP.
BY THEIR GUARDIAN-MOTHER SMT. SAROJINI W/O.
HOLEBASU KOLAKAR, I.E., RESPONDENT NO.9(A).

10. SMT. NAGAMMA W/O. YALLAPPA HORATTI,
AGED ABOUT 34 YEARS, OCC: HOUSEHOLD,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.
11. SRI GANGAPPA S/O. KRISHNAPPA KOLAKAR,
AGED ABOUT 38 YEARS, OCC: AGRICULTURE,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.
12. SMT. BHAGAWWA W/O. BHIMAPPA KOLAKAR,
AGED ABOUT 42 YEARS, OCC: HOUSEHOLD,



R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.

13. SRI MALIYAPPA S/O. BHIMAPPA KOLAKAR,
AGED ABOUT 32 YEARS, OCC: AGRICULTURE,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.

14. SRI KANTAPPA @ SHRIKANT
AGED ABOUT 30 YEARS, OCC: AGRICULTURE,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.

SMT. LAKKAWWA PANDAPPA HORATTI,
SINCE DECEASED BY LR'S.

15. MALLAPPA S/O. PANDAPPA HORATTI,
AGED ABOUT 50 YEARS, OCC: AGRICULTURE,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.

16. SRI YALLAPPA S/O. PANDAPPA HORATTI,
SINCE DECEASED BY LR'S.

A) SMT. NAGAVVA W/O. YALLAPPA HORATTI,
AGED ABOUT 42 YEARS, OCC: HOUSEHOLD.

B) SRI PANDAPPA S/O. YALLAPPA HORATTI,
AGED ABOUT 20 YEARS, OCC: STUDENT.

C) KUMAR NINGARAJU S/O. YALLAPPA HORATTI,
AGED ABOUT 17 YEARS, OCC: STUDENT
ALL R/AT: GIRAGOAN,
POST. INAM HANCHINAL, TQ. BILAGI,
DIST. BAGALKOT-587117.

RESPONDENT NO.16(C) IS MINOR REP. BY THEIR
GUARDIA-MOTHER SMT. NAGAVVA W/O. YALLAPPA
HORATTI I.E., RESPONDENT NO.16(A).

17. SMT. LAXMI W/O. YAMANAPPA KOLAKAR,
AGED ABOUT 47 YEARS, OCC: AGRICULTURE,



R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.

18. SMT. GANGAWWA W/O. GANGAPPA KOLAKAR,
AGED ABOUT 47 YEARS, OCC: AGRICULTURE,
R/AT: GIRIGANVI, TQ. BILAGI,
DIST. BAGALKOTE-587116.
19. SMT. SUSHILAWWA W/O. MALLAPPA KOLAKAR,
AGED ABOUT 43 YEARS, OCC: HOUSEHOLD,
R/AT: RONIHAL, TQ. AND DIST. VIJAYAPUR.
20. SMT. MALLAWWA W/O. NEELAKHANTAPPA ITTI,
AGED ABOUT 40 YEARS, OCC: HOUSEHOLD,
R/AT:SHIRAHATTI, TQ. JAMKHANDI,
DIST. BAGALKOTE.
21. SMT. PADMAVATI W/O. NANDU DALAWAI,
AGED ABOUT 43 YEARS, OCC: HOUSEHOLD,
R/AT: BALUTI, TQ: BASAWAN BAGEWADI,
DIST: VIJAYAPURA

...RESPONDENTS

(BY SRI SANTOSH B. MANE, ADV. FOR R1 TO R8;
NOTICE TO R10 TO R14, & R18 TO R21, R5(A) TO R5(C), R15,
R17 ARE SERVED;
NOTICE TO R16(A & B) ARE SERVED;
NOTICE TO R9(A) IS SERVED;
V/O. DATED 03.02.2025 R5 TO R7 ARE LR'S OF DECEASED R1)

THIS REGULAR SECOND APPEAL IS FILED UNDER SECTION 100 OF THE CODE OF THE CIVIL PROCEDURE, PRAYING TO SET ASIDE THE JUDGMENT AND DECREE PASSED BY THE SENIOR CIVIL JUDGE AND JMFC, BILAGI DATED 04.05.2020 PASSED IN R.A.NO.24/2018 AND CONFIRM THE JUDGMENT AND DECREE PASSED BY THE CIVIL JUDGE AND JMFC, BILAGI DATED 25.10.2018 IN O.S.NO.10/2007 BY ALLOWING THE PRESENT APPEAL WITH COSTS THROUGHOUT IN THE INTEREST OF JUSTICE AND EQUITY.

THIS APPEAL, COMING ON FOR FURTHER ARGUMENTS, THIS DAY, THE COURT DELIVERED THE FOLLOWING:



ORAL JUDGMENT

(PER: THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR)

Case is called. The appellants and respondents and their respective counsels were present on 25.02.2026. The counsels for both parties have filed duly signed compromise petition under Order XXIII Rule 3 of Code of Civil Procedure, 1908.

2. Under the compromise, it is stated that the suit is filed by the plaintiffs for the reliefs of specific performance of contract and injunction. On the advice made by the elders and well wishers both appellants and respondents compromised the case and filed this petition.

3. Both appellants and respondents have amicably settled the matter and have accordingly compromised the case.

4. According to the compromise petition, both the parties prayed to draw decree as per compromise petition.

5. The contents of the compromise petition explained to the parties to the suit in the language known to them. They admit its contents and they have stated that, they have



subscribed their signatures on the compromise petition after understanding its contents.

6. The compromise entered into by the parties is legal and appears to be voluntary. Hence, it is accepted. Thus, the suit is decreed in terms of compromise petition.

7. Office is hereby directed to draw decree. The compromise petition shall be as part and parcel of the compromise decree.

Sd/-
(HANCHATE SANJEEVKUMAR)
JUDGE