



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 27TH DAY OF FEBRUARY 2026

PRESENT

THE HON'BLE MR. JUSTICE MOHAMMAD NAWAZ

AND

THE HON'BLE MRS JUSTICE GEETHA K.B.

REGULAR FIRST APPEAL NO. 100521 OF 2022 (DEC/INJ)

BETWEEN:

1. SUGALADEVI W/O. BASAPPA BARAGUNDI,
AGE: 71 YEARS, OCC: HOUSEHOLD WORK,
2. SHARANAPPA @ SANJEEV
S/O. BASAPPA BARAGUNDI,
AGE: 43 YEARS, OCC: PRIVATE WORK,

ALL ARE R/O. S.B.I. COLONY,
BADAMI, TQ: BADAMI,
DIST: BAGALKOT-587101.

4. SMT. MAHANANDA
W/O. MALLIKARJUN MUGALI,
AGE: 39 YEARS,
OCC: GOVT. EMPLOYEE,
R/O. D.B.E. EDUCATION TRUST,
NAVACHETANA HIGH SCHOOL,
AMEENGAD, TQ: HUNAGUND,
DIST. BAGALKOT-587101.

...APPELLANTS

(BY SRI. MRUTYUNJAYA S. HALLIKERI, ADVOCATE)





AND:

1. SMT. SANGAVVA D/O. VEERAPPA MUGALI,
AGE: 49 YEARS, OCC: HOUSEHOLD WORK,
R/O. MUNAVALLI, TQ: SAUNDATTI,
DIST: BELAGAVI-590001.
(CLAIMED AS LEGALLY WEDDED
W/O. DECEASED BASAPPA BARAGUNDI)
2. KUM. SHANKARA M/O. SANGAVVA MUGALI,
AGE: 22 YEARS, OCC: STUDENT,
R/O. MUNAVALLI, TQ: SAUNDATTI,
DIST: BELAGAVI.

(CLAIMED AS LEGITIMATE S/O.
DECEASED BASAPPA BARAGUNDI)
3. SOMASHEKHAR S/O. BASAPPA BARAGUNDI,
AGE: 46 YEARS, OCC: AGRICULTURE,
R/O. S.B.I. COLONY, BADAMI,
TQ: BADAMI, DIST: BAGALKOT-587101.

...RESPONDENTS

THIS RFA IS FILED UNDER SECTION 96 READ WITH ORDER 41 RULE 1 OF CPC, 1908 PRAYING TO CALL FOR THE RECORDS OF THE CASE AND SET ASIDE THE JUDGMENT DATED 10.02.2022 IN O.S.NO.134/2021 PASSED BY THE COURT OF SENIOR CIVIL JUDGE AND JUDICIAL MAGISTRATE FIRST CLASS, BADAMI AT: BADAMI, IN SO FAR FINDING ON ISSUE NO.4 AND 5 ARE CONCERNED, IN THE INTEREST OF JUSTICE AND EQUITY.

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

CORAM: THE HON'BLE MR. JUSTICE MOHAMMAD NAWAZ
AND
THE HON'BLE MRS JUSTICE GEETHA K.B.



ORAL JUDGMENT

(PER: THE HON'BLE MRS JUSTICE GEETHA K.B.)

Heard the memo filed on behalf of the appellants dated
21.02.2026.

In view of the memo, the appeal is dismissed as
withdrawn, with liberty to approach the appropriate jurisdictional
Court.

**Sd/-
(MOHAMMAD NAWAZ)
JUDGE**

**Sd/-
(GEETHA K.B.)
JUDGE**

SSP
CT-MCK
LIST NO.: 1 SL NO.: 4