



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE ASHOK S. KINAGI

WRIT PETITION NO.107522 OF 2024 (GM-CPC)

BETWEEN:

SMT. ANNAPOORNA W/O. SIDDALINGAPPA CHACHADI,
AGE. 73 YEARS, OCC. HOUSEHOLD,
R/O. CTS NO.2183, KORE GALLI,
SHAHAPUR, BELAGAVI-590003,
TQ. & DIST. BELAGAVI, PIN CODE-590003.

...PETITIONER

(BY SRI. DEEPAK S.KULKARNI, ADVOCATE)

AND:

SMT. LEELAVATI W/O. LATE GURURAJ KANKANWADI,
AGE. 70 YEARS, OCC. HOUSEHOLD,
R/O. #223, GURULEELA NILAYA,
4TH CROSS, NELAMANGALA NEW TOWN,
BEHIND JANAPRIYA APARTMENT,
NELAMANGALA-562123,
TQ. NELAMANGALA, DIST. BENGALURU RURAL.

ALSO AT.

C/O. RAMESH K.B.,
NO.71B/5627, NEAR MARATHA SAMSKRUTI BHAVAN,
MAHATMA PHULE ROAD, SHAHAPUR,
BELAGAVI, TQ. & DIST. BELAGAVI.

...RESPONDENT

(BY SRI. RAGHAVENDRA A.PUROHIT, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO (A) ISSUE A WRIT IN THE NATURE OF CERTIORARI OR ANY OTHER WRIT OR DIRECTION AND QUASH THE IMPUGNED ORDER DATED 23-09-2024 PASSED ON COMMISSIONER'S REPORT FILED IN F.D.P.NO.65/2019, BY THE IV ADDITIONAL SENOR CIVIL JUDGE AND JMFC, BELAGAVI, COPY ANNEXED AS PER ANNEXURE-A TO THE WRIT PETITION, AS THE SAME IS HIGHLY PERVERSE AND ILLEGAL AND ETC.,.

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B SHELAR



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MOHANKUMAR B
SHELAR

Date: 2026.03.27
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THIS WRIT PETITION, COMING ON FOR ORDERS, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

ORAL ORDER

(PER: THE HON'BLE MR. JUSTICE ASHOK S. KINAGI)

1. The parties are present before the Court.
2. At the request of learned counsel for the parties, the matter was referred to mediation, wherein Smt.Prabhavati Hiremath, was appointed as the Mediator to resolve the dispute between the parties. Accordingly, the parties appeared before the Mediator and filed a Memorandum of Agreement under Section 89 of the Code of Civil Procedure read with Rules 24 and 25 of the Karnataka Civil Procedure (Mediation) Rules, 2007.
3. A joint memo is filed, which reads as under:

JOINT MEMO

The Petitioner and Respondent respectfully submit as under:-

- 1. The petitioner is before this Hon'ble Court challenging the impugned order dated 23-09-2024 passed on Commissioner's Report filed in F.D.P. No. 65/2019, by the IV Addl. Senior Civil Judge & JMFC Belagavi at Annexure-A.*
- 2. The matter is referred before the Mediation Centre High Court of Karnataka Dharwad Bench for exploring settlement on 24/03/2026. Both the parties present before the Mediation Centre and matter is settled in terms mentioned below:*



- A) *That the respondent in the writ petition has taken the lead/initiative to get sold the land in question for the best possible price.*
 - B) *That the, respondent needs at least 06 months time to get sold the land bearing CTS No.2183 measuring 114 sq yards situated at Kore Galli Shahapur Belagavi and he petitioner is agreed to that.*
 - C) *That the respondent has undertaken to pay Rs.55,00,000/- (Rupees Fifty Five lakhs only) to the petitioner within 06 months from today i.e., (24-03-2026). On receiving the said amount the petitioner has agreed to give up all the legal rights over the suit property.*
 - D) *That the petitioner will co-operate for making the property available for buyers to visit and survey the property with prior intimation by the respondent.*
 - E) *In case the property does not get sold by the petitioner within 06 months an extension of 30 days may be sought by both the parties from this Hon'ble Court.*
 - F) *The petitioner shall vacate the property in question within 02 days after receiving the aforesaid amount.*
 - G) *The aforesaid terms and condition are binding on both the parties.*
 - H) *In the event the respondent does not pay the amount within stipulated time, the petitioner is at liberty to re-open the case.*
3. *Therefore it is prayed that the Hon'ble Court be please to record the compromise as per terms mentioned above and pass a compromise decree in the interest of justice and equity.*
4. *Parties will appear on 24.03.2026 before the Hon'ble court for passing orders/decreed.*



4. The joint memo is taken on record.
5. The writ petition is ***disposed of*** in terms of the joint memo.

Sd/-
(ASHOK S. KINAGI)
JUDGE