



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 22ND DAY OF APRIL, 2026

PRESENT

THE HON'BLE MR. JUSTICE SURAJ GOVINDARAJ

AND

THE HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

MISCL. FIRST APPEAL NO. 202085 OF 2023 (FC)

BETWEEN:

PRAVEEN KUMAR B.MANATURAGIMATH
S/O B.B.MANATURAGIMATH,
PETITIONER APPELLANT
AGED ABOUT 38 YEARS,
OCC: WING COMMANDER, INDIAN AIR FORCE,
R/O: OMQ-50, AIRFORCE STATION,
HINDON, GHAZIABAD, UTTAR PRADESH – 201 004.

...APPELLANT

(BY SRI. NAGARAJ PATIL, ADVOCATE)

AND:

SMT. VINEETA W/O PRAVEEN KUMAR
B.MANATURAGIMATH,
D/O LATE GANGADHAR K.HIREMATH,
AGED ABOUT 34 YEARS,
OCC: V2(VISION TO VICTORY)
WORKING AS A EDUCATION
ADVISORY MEDIA, DELHI,
R/O: "SREE VEER" PLOT NO.63, CIB COLONY,
BEHIND CENTRAL BUS – STAND,
KALABURAGI – 585 103

...RESPONDENTS

(BY SRI. CHAITANYAKUMAR C.M., ADVOCATE)

THIS MFA IS FILED UNDER SECTION 19(1) OF FAMILY COURT ACT, PRAYING TO SET ASIDE THE JUDGMENT AND DECREE DATED 16.02.2023, PASSED IN M.C.NO.253/2021 BY THE LEARNED PRINCIPAL JUDGE FAMILY COURT AT KALABURAGI INSOFAR AS NOT GRANTING A DECREE OF DIVORCE IS CONCERNED AND ETC.





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

CORAM: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ
and
HON'BLE DR. JUSTICE CHILLAKUR SUMALATHA

ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE SURAJ GOVINDARAJ)

1. The appellant is before this Court seeking for the following reliefs:

- i. *Wherefore, it is prayed that, the Hon'ble court may kindly allow the appeal ad be pleased to set aside the judgment and decree dated: 16.02.2023, passed in M.C.No.253/2021 by the learned Principal Judge Family Court at Kalaburagi, in so for as not granting a decree of divorce is concerned, and*
- ii. *The Hon'ble court may pass any such order in favour of appellant, as may be deemed fit, in the interest of justice.*

2. A memo dated 16.04.2026 signed by the appellant and learned counsel for the appellant has been filed which reads as under:

"That, the above case the appellant respectfully submits that,

The appeal is filed by the appellant to set aside the judgment dated 16.02.2023 passed in MC No.253/2021 by the Principal District Judge Family Court at Kalaburagi.



The appellant respectfully prays that this Hon'ble Court may kindly be permit the appellant to withdraw the said above appeal as not pressed and may kindly grant the liberty for filing the fresh application for decree of divorce before the Family Court, in the interest of justice and equity.

Hence, this memo."

3. Accepting the memo and the submission of the learned counsel for the appellant, the above appeal is dismissed as withdrawn with liberty to file fresh petition for decree of divorce.
4. Needless to say, all the contentions are kept upon to be decided in the said proceedings, if and when filed.

Sd/-
(SURAJ GOVINDARAJ)
JUDGE

Sd/-
(DR.CHILLAKUR SUMALATHA)
JUDGE

NB
List No.: 2 SI No.: 83
Ct: Vk