



IN THE HIGH COURT OF KARNATAKA

KALABURAGI BENCH

DATED THIS THE 2ND DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

WRIT PETITION NO.202021 OF 2026 (GM-CPC)

BETWEEN:

1. PRASANNA B. KOLKAR
S/O K. BHEEMANNA,
AGE: 28 YEARS, OCC: MEDICAL STUDENT,
R/O K. M. COLONY, RAICHUR,
(NOW RESIDENT AT BOYS HOSTEL SIDDHARTH
MEDICAL COLLEGE SSIMRC) T. BEGUR
NELKAMANGALA,
TQ. BANGALORE RURAL.
2. POOJA B. KOLKAR
D/O K. BHEEMANNA,
AGE: 27 YEARS, OCC: MEDICAL STUDENT,
R/O K. M. COLONY, RAICHUR
(NOW RESIDENT AT GIRLS HOSTEL DEVARAJ URS
MEDICAL COLLEGE TAMAKA), KOLAR.
3. PRIYANKA B. KOLKAR
W/O DR. VARUN RAJ,
AGE: 32 YEARS, OCC: MEDICAL STUDENT,
R/O K. M. COLONY, RAICHUR
(NOW RESIDENT AT P. G. GIRLS HOSTEL
NIJALINGAPPA MEDICAL COLLEGE (SNCM)
BAGALKOT.

...PETITIONERS

(BY SRI. LIYAQAT FAREED, ADVOCATE)

AND:





1. MR. RAJENDRA KUMAR PATIL
S/O VITHAL RAO PATIL,
AGE ABOUT 63 YEARS, OCC: BUSINESS,
R/O KALLOOR COLONY,
TQ. AND DIST. RAICHUR-584101.

2. MR. K. BHIIMANNA
S/O K. MUDDURANGAPPA,
AGE: 55 YEARS, OCC: BUSINESS
R/O K. M. COLONY,
MANTRALAYAM ROAD,
RAICHUR-58401.

...RESPONDENTS

(SRI. SHAHANAWAZ MAMADAPUR, ADVOCATE FOR R1)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE THE WRIT IN NATURE OF CERTIORARI AND A) QUASH THE ORDER DATED 03.02.2026 ON I.A NO.1 AND ORDER DATED 02.05.2026 PASSED BY THE ADDL. SENIOR CIVIL JUDGE AND JMFC AT RAICHUR IN EX-104/2025 VIDE ANNEXURE-G. B) ISSUE ANY OTHER DIRECTIONS TO THE RESPONDENTS AS THIS HON'BLE COURT DEEMS FIT UNDER THE FACTS AND CIRCUMSTANCES OF CASE.

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

CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

ORAL ORDER

1. Sri. Shahanawas Mamadapur, learned counsel accepts notice for respondent No.1.



2. In this petition, the petitioners seek the following reliefs:

(a) Quash the order dated 03.02.2026 on I.A.No.1 and order dated 02.05.2026 passed by the Addl. Senior Civil Judge and JMFC Court, Raichur, in Execution Petition No.104/2025, vide Annexure-G.

(b) Issue any other directions to the respondents as this Hon'ble Court deems fit under the facts and circumstances of the case.

3. Though several contentions have been urged by both sides in support of their respective claims, it is a matter of record and an undisputed fact that the petitioners having filed two applications, i.e. I.A.Nos.4 and 5 before the Executing Court in Execution Petition No.104/2025, the respondent No.1-Decree Holder has filed objections to the said applications and the matter is set down before the Executing Court for hearing on I.A.Nos.4 and 5 on 03.06.2026 as can be seen from the order sheet maintained by the Trial Court.

4. Under these circumstances, I deem it just and appropriate to dispose of this petition directing the Executing



Court to consider and pass appropriate orders on I.A.Nos.4 and 5 before proceeding further and in accordance with law after hearing both sides as expeditiously as possible and at any rate, within a period of 3 weeks from 03.06.2026.

5. Subject to the aforesaid directions and leaving open all contentions raised in I.A.Nos.4 and 5 to be decided by the Executing Court in accordance with law, as stated supra, the present petition stands disposed of.

**Sd/-
(S.R.KRISHNA KUMAR)
JUDGE**

SVH
List No.: 1 Sl No.: 25
CT:SI