

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 6158/2026

[Arising out of impugned final judgment and order dated 07-11-2025 in WP No. 19133/2025 passed by the High Court of Karnataka at Bengaluru]

MRS. KUSUMA KUMARI THROUGH POA

Petitioner(s)

VERSUS

MR. K. GANESH BABU & ORS.

Respondent(s)

(FOR ADMISSION

IA No. 45866/2026 - EXEMPTION FROM FILING O.T.)

Date : 13-02-2026 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RAJESH BINDAL

HON'BLE MR. JUSTICE VIJAY BISHNOI

For Petitioner(s) :

Ms. Nalina Mayegowda, Sr. Adv.
Mr. Rishabh Singhle, Adv.
Ms. B.s. Gayathri, Adv.
Mr. Priyadarshi Banerjee, Adv.
Mr. Sujoy Chatterjee, AOR

For Respondent(s) :

Mr. Raghavendra S Srivatsa, Sr. Adv.
Mr. Angad Kamath, Adv.
Mr. Abhay Choudhary M, Adv.
Ms. Anuradha Mutatkar, AOR

UPON hearing the counsel the Court made the following
O R D E R

1. After hearing learned counsel for the petitioner, we do not find any case is made out for interference in the impugned order as far as the application filed by the petitioner for her fresh examination as a witness and production of the documents is concerned.

2. Learned counsel for the petitioner submitted that the documents sought to be produced are already exhibited documents. It is only that the respondents/defendants had taken objection about these documents being forged that the fresh evidence was required. She has further submitted that in the impugned order certain observations have been made by the Court regarding the documents being forged. This will affect the merits of the controversy when the suit is decided by the Trial Court on the basis of the evidence led by the parties. The prayer is that the observations made by the High Court in the impugned order regarding the documents sought to be produced or produced by the petitioner being forged, may be expunged.

3. Though notice in the present petition has not been issued, however learned senior counsel present in the Court submitted that the suit filed by the petitioner is to be decided on the basis of the evidence led by the parties which has to be evaluated by the Trial Court and any observation made in the impugned order, which was only for the purpose of deciding the application, will not come in the way of the petitioner.

4. After hearing learned counsel for the parties, we dispose of the present petition with the observation that nothing said in the impugned order will affect the merits

of the controversy as the Trial Court will decide the suit evaluating the evidence produced by the parties.

5. Pending application shall also stand disposed of.

(ANITA MALHOTRA)
AR-CUM-PS

(AKSHAY KUMAR BHORIA)
COURT MASTER