



CNR: KAHC010148502025

NC: 2026:KHC:39496
MFA No. 1671 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF JULY, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 1671 OF 2025 (CPC)

BETWEEN:

SMT CHANDRAMMA
W/O. LATE BASAVARAJAPPA,
AGED ABOUT 72 YEARS,
R/O. MALLIEGERE VILLAGE,
CHANNAGIRI TALUK-577001

...APPELLANT

(BY SRI. SANTOSH R. NELKUDURI, ADVOCATE)

AND:

1. SHANMUKHAPPA
S/O. LATE HANUMANTHAPPA,
AGED ABOUT 64 YEARS,
2. PRAVEENA
S/O. SHANMUKAPPA,
AGED ABOUT 32 YEARS,
R/O. MALLIGERE VILLAGE,
CHANNAGIRI TALUK,
DAVANAGERE DISTRICT - 577 001
3. SMT. GOWRAMMA
W/O NANJUNDAPPA,
AGED ABOUT 68 YEARS,
R/O MALLIGERE,
CHANNAGIRI TALUK.


Digitally signed
by
GAVRIBIDANUR
SUBRAMANYA
GUPTA
SREENATH
Location: HIGH
COURT OF
KARNATAKA



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4. SMT. KOUSALYA
W/O KUMARAPPA,
AGED ABOUT 49 YEARS,
R/O KADLEGUDDU VILLAGE,
CHITRADURGA TALUK - 576 101

YATISH M.N.,
S/O NANJUNDAPPA,
AGED ABOUT 47 YEARS,
R/O MALLIGERE VILLAGE,
CHANNAGIRI TALUK - 577 001
SINCE DEAD BY HIS LRs.

5. SMT. KALPANA
W/O LATE YATHISH M.N.
AGED ABOUT 31 YEARS,

6. HEMANTH
S/O LATE YATISH M.N.
AGED ABOUT 13 YEARS,

7. BYRESH
S/O LATE YATISH M.N.
AGED ABOUT 10 YEARS,
ALL ARE R/O MALLIGERE
CHANNAGIRI TALUK - 577 001.

SINCE R6 AND R7 ARE MINORS
REP. BY GUARDIAN MOTHER SMT. KALPANA

8. RAMESH M.N.
S/O NANJUNDAPPA,
AGED ABOUT 45 YEARS,
R/O MALLIGERE VILLAGE, CHANNAGIRI TALUK
DAVANAGERE - 576 101



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9. SMT. RATHNAMMA
W/O MAHADEVAPPA,
AGED ABOUT 80 YEARS,
R/O DASIKATTE VILLAGE,
HOLALKERE TALUK - 576 101.
10. SMT. GANGAMMA
W/O SOMASHEKARAPPA,
AGED ABOUT 69 YEARS,
R/O HIREKOGALUR VILLAGE,
CHANNAGIRI TALUK - 577 001.
11. SMT. LALITHAMMA
W/O RAJAPPA,
AGED ABOUT 68 YEARS,
R/O KUNAGALE VILLAGE,
HOLALKERE TALUK - 576 101.
12. SMT. JAYAMMA
W/O RAJASHEKARAPPA,
AGED ABOUT 65 YEARS,
R/O MEANAYAKANAKATTE VILLAGE,
CHANNAGIRI TALUK,
DAVANAGERE DISTRICT - 577 001.
13. SMT. SAVITHRAMMA
W/O LATE. GURUMURTHAPPA,
AGED ABOUT 55 YEARS,
R/O ANJINAPURA
RAMAGIRI HOBLI,
HOLALKERE TALUK,
CHITRADURGA DISTRICT - 576 101.

...RESPONDENTS



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THIS MFA IS FILED UNDER ORDER 43 RULE 1(r) OF CPC, PRAYING TO SET ASIDE THE ORDER DATED 26.09.2024 PASSED ON I.A. NO. 12 IN O.S.NO.74/2020 ON THE FILE OF THE SENIOR CIVIL JUDGE AND JMFC, CHANNAGIRI, BARRED BY TIME.

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL JUDGMENT

Learned counsel for the appellant has filed a memo seeking withdrawal of the appeal.

2. The memo is accepted.

3. The appeal is ***dismissed as withdrawn.***

4. In view of dismissal of this appeal, pending application, if any, would pale into insignificance.

**Sd/-
(PRADEEP SINGH YERUR)
JUDGE**

RCK, List No.: 1 Sl No.: 14