HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF JUNE, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 1941 OF 2026 (CPC)

BETWEEN:

1. GARIMA MISHRA
   AGED ABOUT 42 YEARS,
   W/O. APARMAYA SHUKLA,
   R/AT. NO. FLAT E5-903,
   SNN RAJ GREENBAY APARTMENTS,
   ELECTRONIC CITY, PHASE-2,
   BANGALORE-560100

...APPELLANT

(BY SRI. OMRAN GULAM AHMED KHAN.,ADVOCATE)

AND:

1. APARMAYA SHUKLA
   AGED ABOUT 43 YEARS,
   S/O. DR. SUSHIL KUMAR SHUKLA,
   R/AT. NO. 5-B, KASTURBANAGAR,
   NEAR TUBEWELL SIGRA, CHITTUPUR,
   MAHMOOR GANJ, VARANASI,
   UTTAR PRADESH-221010
   ALSO AT
   FLAT NO. 534,
   RAINDROPS APARTMENTS, HARALUR ROAD,
   AMBALIPURA, BANGALORE-560100
   ALSO AT
   FLAT D-605,

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

SOLARPURIA SYMPHONY APARTMENTS
PRAGATHINAGAR, BASAPURA,
ELECTRONIC CITY,
BANGALORE- 560100
ALSO AT
A-1203, SOLARPURIA SYMPHONY APARTMENT,
PRAGATHINAGAR,
BASAPURA, ELECTRONIC CITY,
BANGALORE- 560100

…RESPONDENT

THIS MFA IS FILED U/O 43 RULE 1(r) OF CPC, AGAINST THE ORDER DATED 12.12.2025 PASSED ON I.A.NO.I IN OS.NO. 2244/2024 ON THE FILE OF THE PRINCIPAL CIVIL JUDGE, BENGALURU RURAL DISTRICT, BENGALURU, REJECTING THE I.A.NO.1 FILED UNDER ORDER 39 RULE 1 AND 2 READ WITH SECTION 151 OF CPC.

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 seeks leave of this Court to withdraw the appeal with a liberty to file appropriate proceedings before the appropriate forum.

2. Accepting the submission made by the learned counsel for the appellant, the appeal is ***dismissed as withdrawn,*** reserving liberty as sought for. Time spent herein shall be condoned.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

RCK
List No.: 1 Sl No.: 22