



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 2ND DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

WRIT PETITION NO. 10234 OF 2026 (GM-CPC)

BETWEEN:

SMT. M. V. SHRUTHI
D/O LATE SHRI M. T. VASANTHARANGAN
AGED ABOUT 49 YEARS
R/AT 18, HOLLAND HILL
11-22 PARVIS, SINGAPORE-278746

ALSO AT NO. 504, 13TH CROSS
ISRO LAYOUT, KUMARASWAMY LAYOUT
BENGALURU-560078.

...PETITIONER

(BY SRI. SENTHIL KUMAR D.U., ADVOCATE)

AND:

1. SMT. M. V. MYTHILI
W/O LATE SHRI M. T. VASANTHARANGAN
AGED ABOUT 74 YEARS
R/AT 31, 1ST CROSS, RMS COLONY
SANJAY NAGAR, RMV EXTENSION
BENGALURU-560094.

2. SMT. M. V. SMITHA
D/O LATE SHRI M. T. VASANTHARANGAN
AGED ABOUT 50 YEARS
R/AT NO. 120, 1ST MAIN, 5TH CROSS
SOUNDARYA LAYOUT, SIDEDAHALLI
BENGALURU-560073.

...RESPONDENTS

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF
THE CONSTITUTION OF INDIA PRAYING TO ISSUE WRIT OF
MANDAMUS OR ANY OTHER APPROPRIATE WRIT OR
DIRECTION, DIRECTING THE TRIAL COURT I.E., HON'BLE CITY

Digitally signed by
DHANALAKSHMI
MURTHY
Location: HIGH
COURT OF
KARNATAKA



CIVIL AND SESSIONS JUDGE XXXVIII A.C.C.J., (CCH-39) AT BENGALURU, TO DISPOSE/PASS ORDERS ON IA NO.1 VIDE ANNEXURE B, IN OS.NO.5900/2024 ON MERITS WITHOUT MAKING FURTHER DELAY AND ETC.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:
CORAM: HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

ORAL ORDER

1. In this writ petition, the petitioner-plaintiff has sought for the following relief/s:

"a) Issue Writ of Mandamus or any other appropriate Writ or direction, directing the trial court i.e., Hon'ble City Civil and Sessions Judge XXXVIII A.C.C.J., (CCH- 39) at Bengaluru, to dispose/pass orders on IA No.1 vide Annexure B, in OS.No.5900/2024 on merits without making further delay and;

b) Pass such other orders which this Hon'ble court deems fit to pass in the circumstances of the case, with costs, in the interest of justice and equity."

2. The petitioner-plaintiff has filed a suit in O.S. No.5900/2024 seeking the relief of partition and separate possession. Along with the plaint, the plaintiff filed I.A.No.1 under Order XXXIX Rules 1 and 2 read with



Section 151 of the CPC, seeking an ad interim order of injunction restraining the respondents–defendants, their agents, or anyone acting under them from alienating, encumbering, or in any manner dealing with the suit schedule 'A' property and suit schedule 'B' property, pending disposal of the suit. The Trial Court, by order dated 22.08.2024, issued suit summons and emergent notice on I.A.No.1 to the defendants and declined to grant an ex-parte injunction. After service of summons, the defendants appeared through counsel, filed their written statement, and also filed objections to the said application. However, no order has been passed on the said application so far. Therefore, the present writ petition is filed seeking early disposal of the said application.

3. Having regard to the facts and circumstances of the case, and without expressing any opinion on the merits of the matter, this Court deems it appropriate to dispose of the writ petition with a direction to the Trial Court to dispose of the application as expeditiously as possible.



4. Accordingly, the following order is passed:

ORDER

- a) The writ petition is ***disposed of.***
- b) The Trial Court is directed to dispose of the application, in accordance with law, as expeditiously as possible, on or before 30.04.2026.
- c) Parties are directed to co-operate for early disposal of the application.

Sd/-
(H.T. NARENDRA PRASAD)
JUDGE