



CNR: KAHC010356332026

NC: 2026:KHC:38062  
RFA No. 1095 of 2026

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**  
**DATED THIS THE 23<sup>RD</sup> DAY OF JULY, 2026**  
**BEFORE**  
**THE HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR**  
**REGULAR FIRST APPEAL NO. 1095 OF 2026 (PAR/POS)**

**BETWEEN:**

1. M G SRINIVAS  
S/O LATE. GOVINDAPPA  
AGED ABOUT 61 YEARS
2. SMT. AMARAVATI  
W/O M.G. SRINIVAS  
AGED ABOUT 63 YEARS

BOTH ARE RESIDING AT  
MADHUVADI VILLAGE  
HOLUR HOBLI, KOLAR TALUK  
KOLAR DISTRICT - 563 102.

...APPELLANTS

(BY SRI. BHUVANENDRA RAJU P AND  
SRI. P B RAJU, ADVOCATE)

**AND:**

1. SMT. T P SWARNALATHA  
W/O LATE. M.G. CHANDRASEKAR  
AGED 55 YEARS
2. KUMARI M.G. ASHA  
D/O LATE M.G. CHANDRASEKAR  
AGE 30 YEARS

BOTH RESIDING AT

Digitally  
signed by  
THEJAS  
KUMAR  
Location:  
HIGH COURT  
OF  
KARNATAKA



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MUDUVADI VILLAGE  
HOLUR HOBLI, KOLAR TALUK  
KOLAR DISTRICT - 563 102.

...RESPONDENTS

THIS RFA IS FILED UNDER SEC.96 1 OF CPC, AGAINST  
THE JUDGMENT AND DECREE DATED 23.04.2026  
PASSED IN OS NO.313/2020 ON THE FILE OF THE I  
ADDITIONAL SENIOR CIVIL JUDGE AND CJM, KOLAR AND ETC.,

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

CORAM: HON'BLE MR. JUSTICE HANCHATE SANJEEVKUMAR

**ORAL JUDGMENT**

Learned counsel for the appellants has filed a memo  
for withdrawal of the appeal with liberty to file fresh  
appeal before the Jurisdictional Court.

2. The memo is taken on record.

3. Accordingly, the appeal is ***dismissed as  
withdrawn*** with liberty to file fresh appeal before the  
Jurisdictional Court.



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4. The time spent for prosecuting the appeal before this Court is excluded for the purpose of limitation as per Section 14 of the Limitation Act, 1963.

5. Registry is directed to return all the original copies to the appellants/counsel for the appellants by photocopy of the appeal papers at the cost of the appellants.

**Sd/-  
(HANCHATE SANJEEVKUMAR)  
JUDGE**

rv  
List No.: 1 Sl No.: 17