



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 24TH DAY OF JUNE, 2026
BEFORE
THE HON'BLE MR. JUSTICE VIJAYKUMAR A. PATIL
WRIT PETITION NO.20068/2022 (GM-CPC)

BETWEEN:

1. K.L. NISHANK
S/O K.P. LOKESHWAR
AGED ABOUT 31 YEARS
GANADAHOLE GRAMA
SAKALESH PURA TALUK
HASSAN 573134.
2. K.L. NISHITHA
D/O K.P. LOKESHWAR
AGED ABOUT 33 YEARS
NAGARABAVI, BANGALORE-560072.

...PETITIONERS

(BY SRI. OMKAR BASAVA PRABHU, ADV.,)

AND:

1. A.N. NISHCHALA
AGED ABOUT 37 YEARS
NEAR KEMPE GOWDA CIRCLE
AMRUTHUR VILLAGE HAND POST
KUNIHAL TALUK
TUMKUR DISTRICT 572111.
2. NIKITHA
AGED ABOUT 29 YEARS
W/O A.N. NISHCHALA
NEAR KEMPE GOWDA CIRCLE
AMRUTHUR VILLAGE HAND POST
KUNIHAL TALUK
TUMKUR DISTRICT 572111.

Digitally signed
by RUPA V
Location: HIGH
COURT OF
KARNATAKA



3. K.P. LOKESHWAR
S/O LATE K.N. PUTAPPA
AGED ABOUT 63 YEARS
GANADAHOLE GRAMA
SAKALESHPUR TALUK
HASSAN 573134.
4. M.S. LEELA
W/O K.P. LOKESHWARA
AGED ABOUT 59 YEARS
GANADAHOLE GRAMA
SAKALESHPUR TALUK
HASSAN 573134.
5. E.R. JAYAPRAKASH
S/O RAJASHEKAR
AGED ABOUT 63 YEARS
IBBADI GRAMA, KASABA HOBLI
SAKALESHPURA TALUK 573134.
6. E.J. MEGANA
D/O E.R. JAYAPRAKASH
AGED ABOUT 29 YEARS
IBBADI GRAMA, KASABA HOBLI
SAKALESHPURA TALUK 573134.

...RESPONDENTS

(BY SRI. NANDISH PATIL AND
SRI. PRAVEEN KUMAR G.S. ADVS., FOR R2
V/O/DTD:25.01.2024, NOTICE TO R3 TO R6 IS D/W
R1 SD AND UNREPRESENTED)

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THIS W.P. IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA, PRAYING TO QUASH THE IMPUGNED ORDER DTD 31.03.2021, ON I.A.NO.III U/O-1 R-10 OF CPC, IN O.S.NO.10/2020, PENDING CONSIDERATION OF THE FILE OF THE HON'BLE SENIOR CIVIL JUDGE AND JMFC AT SAKALESHPUR VIDE ANNEX-A. CONSEQUENTLY, IMPEAD THE R-1 AND 2 AS DEFENDANTS NO 5 AND 6 IN O.S.NO.10/2020 PENDING CONSIDERATION ON THE FILE OF THE HON'BLE SENIOR CIVIL JUDGE AND JMFC AT SAKALESHPUR AS SOUGHT FOR & ETC.



THIS PETITION, COMING ON FOR ORDERS, THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE VIJAYKUMAR A. PATIL

ORAL ORDER

Sri.Omkar Basava Prabhu, learned counsel for the
petitioner has filed a memo seeking leave of this Court to
withdraw the petition. The said memo reads as under:

*"The undersigned most respectfully submits
that the above petition is filed challenging the
impugned order, rejecting the application filed by
the petitioners seeking to implead the respondent
no.1 & 2 as defendants no.5 & 6. In view of the
aforementioned having been duly served, this
Hon'ble Court may kindly be pleased to dispense
with the issuance of notice to the remaining
respondents in the interest of justice".*

2. In view of the aforesaid memo, the writ petition
is dismissed as withdrawn.

**Sd/-
(VIJAYKUMAR A. PATIL)
JUDGE**

RV
List No.: 1 Sl No.: 44