



IN THE HIGH COURT OF KARNATAKA AT BENGALURU
DATED THIS THE 23RD DAY OF JUNE, 2026
BEFORE
THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR
MISCELLANEOUS FIRST APPEAL NO. 6576 OF 2025

BETWEEN:

SRI CHIKKABYLAPPA
S/O. LATE BYLAPPA
AGED ABOUT 64 YEARS
RESIDING AT NO.169
BYRAVESHWARA NILAYA
LAKSHMIPURA, VIDYARANYAPURA
BENGALURU - 560 097.

...APPELLANT

(BY SRI S. KALYAN BASAVARAJ, ADVOCATE)

AND:

1. SRI MANJUNATHA
S/O. LATE NAGAPPA
AGED ABOUT 42 YEARS
R/AT KOOGANAHALLI VILLAGE
DODDABELAVANGALA HOBLI
DODDABALLAPURA TALUK
BENGALURU RURAL DISTRICT.
2. SRI HANUMAIAH K.
S/O. LATE VENKATAPPA
AGED ABOUT 65 YEARS.
3. SMT. NARASAMMA
W/O. HANUMAIAH K.
AGED ABOUT 60 YEARS.
4. SMT. THRIVENI
W/O. LATE H. HANUMEGOWDA
AGED ABOUT 40 YEARS.



5. MASTER VARUN
S/O. LATE H. HANUMEGOWDA
AGED ABOUT 15 YEARS.

6. MASTER THARU
S/O. LATE H. HANUMEGOWDA
AGED ABOUT 13 YEARS.

RESPONDENT NO.5 AND 6
ARE MINORS
REPRESENTED BY THEIR
NATURAL GUARDIAN AND
MOTHER SMT. THRIVENI

7. SMT. SHANTHAMMA
D/O. K. HANUMAIAH
AGED ABOUT 41 YEARS.

8. SRI NARASIMHAMURTHY
S/O. K. HANUMANTHAIAH
AGED ABOUT 36 YEARS.

9. SMT. RATHNAMMA
D/O. LATE THIMMAIAH
AGED ABOUT 50 YEARS.

10. SRI ASHWATHNARAYANA
S/O. LATE THIMMAIAH
AGED ABOUT 40 YEARS.

11. SRI LAKSHMINARAYANA
S/O. LATE THIMMAIAH
AGED ABOUT 38 YEARS.

12. SMT. JAYAMMA
W/O. LATE NANJAPPA
AGED ABOUT 70 YEARS.

13. SMT. GEETHA
D/O. LATE NANJAPPA
AGED ABOUT 42 YEARS.



RESPONDENTS 1 TO 12 ALL ARE
RESIDING AT KOOGANAHALLI VILLAGE
DODDABELAVANGALA HOBLI
DODDLABALLAPURA TALUK
BENGALURU RURAL DISTRICT.

...RESPONDENTS

(BY SRI A. VASANTHA KUMAR, ADVOCATE FOR R1;
R3 TO R6 - SERVED;)

THIS MFA IS FILED UNDER ORDER XLIII RULE 1(R) OF
CPC PRAYING TO SET ASIDE THE ORDER DATED 16.08.2025
PASSED ON THE APPLICATION FILED UNDER ORDER XXXIX
RULES 1 AND 2 OF CPC IN OS.NO.604/2025 BY THE
ADDITIONAL SENIOR CIVIL JUDGE AND JMFC,
DODDABALLAPURA.

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 appellant has filed a memo
seeking withdrawal of this appeal.

Placing the memo on record, the appeal is
dismissed as withdrawn.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

CPN
List No.: 1 Sl No.: 9