



CNR: KAHC010661592025

NC: 2026:KHC:43144
MFA No. 7545 of 2025
C/W MFA No. 7546 of 2025
MFA No. 7547 of 2025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 10TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 7545 OF 2025 (CPC)

C/W

MISCELLANEOUS FIRST APPEAL NO. 7546 OF 2025

MISCELLANEOUS FIRST APPEAL NO. 7547 OF 2025

IN MFA No. 7545/2025

BETWEEN:

1. SRI N S ANAND
AGED ABOUT 58 YEARS,
S/O. N.C.SUBBARAJU

2. SRI.N.S.NARENDRA
AGED ABOUT 56 YEARS,
S/O. N.C.SUBBARAJU

BOTH ARE RESIDING AT NO.4027/144,
7TH CROSS, WEST OF KANAKAPURA ROAD,
7TH BLOCK, JAYANAGAR,
BENGALURU - 560 011.

APPELLANT NO.1 IS REPRESENTED BY
GENERAL POWER OF ATTORNEY HOLDER
APPELLANT NO. 2

...APPELLANTS

(BY SRI. ABHINAV R., ADVOCATE)

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



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AND:

SRI GOVINDAPPA
SINCE DEAD BY HIS LRS
(DIED ON 10.09.2025)

1. SMT. NEELAMMA,
AGED ABOUT 59 YEARS,
W/O. LATE GOVINDAPPA,
2. SRI. G. BABU
AGED ABOUT 36 YEARS,
S/O. LATE GOVINDAPPA,
3. SRI. G. NANDEESHA
AGED ABOUT 34 YEARS,
S/O. LATE GOVINDAPPA,

ALL ARE R/AT VEERASANDRA VILLAGE,
ANEKAL TALUK,
BENGALURU URBAN DISTRICT - 560 100.

...RESPONDENTS

THIS MFA IS FILED U/O.43 RULE 1(r) OF THE CPC,
AGAINST THE ORDER DT.26.06.2025 PASSED ON I.A.NO. 2
IN O.S.NO. 680/2015 ON THE FILE OF THE II ADDITIONAL
SENIOR CIVIL JUDGE AND JMFC, ANEKAL, ALLOWING IA NO. II
FILED U/O.39 RULE 1 AND 2 OF CPC.

IN MFA NO. 7546/2025

BETWEEN:

1. SRI N S ANAND
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S/O. N.C. SUBBARAJU



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AGED ABOUT 56 YEARS,
S/O. N.C.SUBBARAJU

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WEST OF KANAKAPURA ROAD,
7TH BLOCK, JAYANAGAR,
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...APPELLANTS

(BY SRI. ABHINAV R., ADVOCATE)

AND:

SRI GOVINDAPPA
SINCE DEAD BY HIS LRS

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W/O. LATE GOVINDAPPA,
2. SRI. G. BABU,
AGED ABOUT 36 YEARS,
S/O. LATE GOVINDAPPA,
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THIS MFA IS FILED U/O.43 RULE 1(r) OF THE CPC,
AGAINST THE ORDER DT.26.06.2025 PASSED ON I.A.NO.
13 IN O.S.NO. 680/2015 ON THE FILE OF THE II
ADDITIONAL SENIOR CIVIL JUDGE AND JMFC, ANEKAL,
ALLOWING IA NO. 13 FILED U/O.39 RULE 1 AND 2 OF
CPC.

IN MFA NO. 7547/2025

BETWEEN:

1. SRI N S ANAND
AGED ABOUT 58 YEARS,
S/O. N.C.SUBBARAJU
2. SRI. N.S. NARENDRA
AGED ABOUT 56 YEARS,
S/O. N.C.SUBBARAJU

BOTH ARE RESIDING AT NO.4027/144, 7TH CROSS,
WEST OF KANAKAPURA ROAD, 7TH BLOCK,
JAYANAGAR, BENGALURU-560 011.

APPELLANT NO.1 IS REPRESENTED BY GENERAL
POWER OF ATTORNEY HOLDER APPELLANT NO.2

...APPELLANTS

(BY SRI. ABHINAV R., ADVOCATE)

AND:

- SRI GOVINDAPPA
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...RESPONDENTS

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AGAINST THE ORDER DT.26.06.2025 PASSED ON I.A.NO.
1 IN O.S.NO. 680/2015 ON THE FILE OF THE II
ADDITIONAL SENIOR CIVIL JUDGE AND JMFC, ANEKAL,
ALLOWING IA NO. 1 FILED U/O.39 RULE 1 AND 2 OF CPC.

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL JUDGMENT

These appeals filed before this Court are not maintainable in view of Section 19(1) of the Karnataka Civil Courts Act, 1964 and the judgment rendered by the Division Bench of this Court in **Smt. Narayanamma -vs-**



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The State of Karnataka in Writ Petition No.17588 of 2024 (GM-RES) c/w Writ Appeal No.200260 of 2025 (GM-RES) dated 8th July, 2026, which is affirmed by the Hon'ble Supreme Court in SLP(c) No.025075/2026 dated 3.8.2026.

2. In view of the above, this Court deems it appropriate to transfer these matters to the concerned District Court for adjudication of the matters from the stage where it is stopped.

3. Accordingly, I pass the following:

ORDER

- i) Appeals stands **disposed of** for statistical purposes.
- ii) Registry is directed to transfer the entire record of the cases, to the concerned Principal District & Sessions Judge, who may assign it to



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the concerned Appellate Court having jurisdiction.

- iii) In case there are pending applications, the same also be transferred to be considered by the learned Judge of the concerned Appellate Court, in accordance with law.
- iv) It is made clear that this Court has not made any observation as to the merits of the cases and all rights and contentions of the parties are left open to be agitated before the concerned Appellate Court.
- v) In view of urgency expressed by learned counsel for the appellant, list these matters before the District Court on 02.09.2026.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

RCK
List No.: 1 Sl No.: 16