IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21ST DAY OF DECEMBER, 2020

PRESENT

THE HON'BLE MR.ABHAY S. OKA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE S.VISHWAJITH SHETTY

C.C.C. NO. 677 OF 2020 (CIVIL)

BETWEEN:

1. SHARADAMMA
   W/O LATE K.R SUBBARAO
   AGED ABOUT 87 YEARS

2. VENKATARAM
   S/O LATE K.R SUBBARAO
   AGED ABOUT 66 YEARS

3. NAGARAJ
   S/O LATE K.R SUBBARAO
   AGED ABOUT 63 YEARS

   1 TO 3 R/AT KACHRAKANAHALLI
   KASABA HOBLI
   BENGALURU NORTH TALUK
   BENGALURU – 560084.

   COMPLAINANT NOS. 1 TO 3
   ARE REPRESENTED BY
   THEIR GPA HOLDER I.E
   4TH COMPLAINANT

4. RAFIQ AHMED
   S/O LATE ABDUL REHMAN
   AGED ABOUT 61 YEARS
   R/A NO 7,
   MUNISWAMAPPA LAYOUT

LINGARAJAPURAM
BENGALURU 560084.

… COMPLAINANTS

(BY SHRI S SARVANA, ADVOCATE FOR
SHRI D.R.RAVISHANKAR, ADVOCATE)

AND:

1. SMT S SUMITHRA
W/O SRI SUBRAMANI
AGED ABOUT 62 YEARS
NO 27, 3RD 'A' CROSS, 3RD BLOCK
HRBR LAYOUT, KALYAN NAGAR
BENGALURU - 560084.

2. SRI SUBRAMANI
S/O LATE MUNISAMAPPA
AGED ABOUT 68 YEARS
NO 27, 3RD A CROSS, 3RD BLOCK
HRBR LAYOUT, KALYAN NAGAR
BENGALURU - 560084

… ACCUSED

THIS C.C.C. IS FILED UNDER SECTIONS 11 AND 12 OF THE CONTEMPT OF COURTS ACT, 1971 PRAYING TO TAKE COGNIZANCE OF CONTEMPT COMMITTED BY THE RESPONDENTS WITH REFERENCE TO THE ORDERS PASSED IN O.S.NO.8026/2016, DATED 24.11.2016 ANNEXURE-D, AND TO PROSECUTE AND PUNISH THEM AND PASS SUCH OTHER ORDERS AS MAY BE DEEMED APPROPRIATE UNDER THE CIRCUMSTANCES OF THE CASE, IN THE ENDS OF JUSTICE AND ETC.

THIS C.C.C. COMING ON FOR ORDERS THROUGH VIDEO CONFERENCING THIS DAY, ***CHIEF JUSTICE*** MADE THE FOLLOWING:

ORDER

The order of which breach is alleged has been passed by the Civil Court in purported exercise of power under Rule 1 of Order XXXIX of the Code of Civil Procedure, 1908 (for short, "the CPC"). The complainants can always take recourse to the remedy available under Rule 2A of Order XXXIX of CPC.

2. By keeping open the said remedy, this contempt petition is disposed of.

Sd/-
CHIEF JUSTICE

Sd/-
JUDGE

vgh*