IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 19TH DAY OF DECEMBER, 2024

BEFORE

THE HON'BLE MR JUSTICE R. NATARAJ

WRIT PETITION NO. 13392 OF 2019 (GM-CPC)

BETWEEN:

SRI. RAMANAND
S/O LATE SRI VEERAHANUMAIAH
SINCE DEAD BY HIS LRS,

1. SMT. JAYAMMA,
   W/O LATE SRI. RAMANAND
   AGED ABOUT 58 YEARS.

2. SMT. MANJULA
   D/O LATE SRI. RAMANAND
   AGED ABOUT 40 YEARS.

3. SRI. R. RAMESH
   S/O LATE SRI. RAMANAND
   AGED ABOUT 38 YEARS.

4. SRI. R. RAGHU
   S/O LATE SRI. RAMANAND
   AGED ABOUT 38 YEARS

   ALL ARE RESIDING AT
   NO.84/2, 1ST MAIN ROAD,
   THIMMAIAH GARDEN
   R.T.NAGAR,
   BENGALURU - 560 032.

...PETITIONERS

(BY SRI. SOMASHEKAR K M, ADVOCATE)

AND:

SRI HANUMANTHARAYAPPA
S/O LATE SRI VEERAHANUMAIAH
SINCE DEAD BY HIS LRS,

Digitally signed by SUMA
Location: HIGH COURT OF KARNATAKA

1. SMT.GOWRAMMA
   W/O LATE SRI HANUMANTHARAYAPPA
   AGED ABOUT 64 YEARS,
   R/AT NO.57/4, 8TH CROSS,
   YELLAPPA GARDEN
   MALLESWARAM
   BENGALURU - 570 003.

2. SRI.RAGHAVENDRA PRASAD H
   S/O LATE SRI HANUMANTHARAYAPPA
   AGED ABOUT 44 YEARS
   R/AT FLAT NO.87, GARDEN
   MUNIYAPPA COMPOUND
   GOVERNMENT SCHOOL ROAD
   DODDAKALLASANDRA
   KANAKAPURA MAIN ROAD,
   BENGALURU - 570 060.

3. SMT. MANJULA
   D/O LATE SRI. HANUMANTHARAYAPPA
   AGED ABOUT 42 YEARS
   R/AT FLAT NO.58/4, 8TH CROSS
   YELLAPPA GARDEN
   MALLESHWARAM,
   BENGLAURU-570 003.

4. SMT. VEENA .H
   D/O LATE SRI. HANUMANTHARAYAPPA,
   AGED ABOUT 40 YEARS
   R/AT FLAT NO.1, 2ND MAIN,
   NEAR JATAKA STAND
   GUTTAHALLI
   BENGLAURU-560 003.

5. SRI. VAJRAMUNI
   S/O LATE SRI. HANUMANTHARAYAPPA
   AGED ABOUT 35 YEARS
   R/AT NO.58/4, 8TH CROSS,
   YELLAPPA GARDEN,
   MALLESHWARAM
   BENGALURU-570 003.

6. SRI. MAYANNA
   S/O LATE SRI VEERAHANUMAIAH
   AGED ABOUT 55 YEARS
   R/O THALAGHATTAPURA

KANAKAPURA MAIN ROAD,
BENGALURU-560 060.

7. SRI. RAMAKRISHNA
S/O LATE SRI VEERAHANUMAIAH,
AGED ABOUT 47 YEARS
R/O THALAGHATTAPURA
KANAKAPURA MAIN ROAD,
BENGALURU-560 060.

8. SRI. R. SRINIVASA
S/O LATE SRI RAMANAND
AGED ABOUT 42 YEARS
PRESENTLY RESIDING AT
R/AT NO.13, SWWT COLONY
1ST MAIN ROAD, 1ST CROSS,
SANDEEP UNNI KRISHNAN
MAIN ROAD, YELAHANKA
BENGALURU-560 064.

…RESPONDENTS

(BY SMT. KALPANA P V, ADVOCATE FOR R1 TO R4,
SRI. RAGHAVENDRA S, ADVOCATE FOR R8;
R5, R6, R7 ARE SERVED,
V/O DTD. 29.03.2021 NOTICE TO R2 IS HELD SUFFICIENT)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE IMPUGNED ORDER DATED 20.02.2019, PASSED BY THE IV ADDITIONAL SENIOR CIVIL JUDGE, BENGALURU RURAL DISTRICT, BENGALURU IN O.S.NO.2833/2005 ALLOWING THE APPLICATION FILED UNDER O.6 R.17 CPC VIDE ANNEXURE-G, CONSEQUENTLY DISMISS THE APPLICATION FILED BY THE PLAINTIFFS UNDER 0.6 R.17 CPC AND ETC.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING B - GROUP, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR JUSTICE R. NATARAJ

ORAL ORDER

Though the learned counsel for the petitioners appeared, he is not ready to argue the petition.

Hence, this writ petition is ***dismissed for non-prosecution***.

Sd/-
(R. NATARAJ)
JUDGE

PMR
List No.: 1 Sl No.: 74