HC-KAR

NC: 2026:KHC:62312-DB
CCC No. 67 of 2026

CNR: KAHC010041102026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF NOVEMBER, 2026

PRESENT

THE HON'BLE MR. JUSTICE JAYANT BANERJI

AND

THE HON'BLE MRS. JUSTICE N.V.BHAVANI

CIVIL CONTEMPT PETITION NO. 67 OF 2026

BETWEEN:

1. DR.MADHU
   S/O DODDAIAH,
   AGED ABOUT 44 YEARS,

2. DR.PARVATHI.M
   W/O DR.MADHU,
   AGED ABOUT 41 YEARS,

   BOTH ARE R/AT:
   FLAT NO.51044,
   PRESTIGE FALCON CITY,
   NEAR KONANKUNTE SIGNAL,
   KANAKAPURA ROAD,
   BENGALURU-560 062.

...COMPLAINANTS

(BY SRI.NISHANTH.A.V., ADVOCATE)

Digitally signed by K G RENUKAMBA
Location: High Court of Karnataka

AND:

SRI MAJOR MANIVANNAN.P,
THE COMMISSIONER,
BANGALORE DEVELOPMENT
AUTHORITY, T.CHOWDAIAH ROAD,

KUMARA PARK WEST,
BENGALURU-560 020.

…ACCUSED

(BY SRI.AJAY KUMAR M., ADVOCATE)

THIS CIVIL CONTEMPT PETITION IS FILED UNDER SECTIONS 11 AND 12 OF THE CONTEMPT OF COURTS ACT, 1971 R/W ARTICLE 215 OF THE CONSTITUTION OF INDIA, PRAYING TO TAKE NECESSARY ACTION AGAINST THE ACCUSED FOR WILLFUL AND DELIBERATELY VIOLATING THE ORDER DATED 02.12.2022 PASSED BY THIS HON'BLE COURT IN W.P.NO.14685/2022(BDA) VIDE ANNEXURE-A.

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

CORAM: HON'BLE MR. JUSTICE JAYANT BANERJI
and
HON'BLE MRS. JUSTICE N.V.BHAVANI

ORAL ORDER

(PER: HON'BLE MR. JUSTICE JAYANT BANERJI)

This petition is filed alleging wilful disobedience of the order dated 02.12.2022 passed by this Court in W.P.No.14685/2022. By the order of the writ Court, the writ petition was partly allowed with the following directions:

> *"(ii) Respondent is directed to repay a sum of Rs.41,85,000/- together with interest @ 10% p.a. from 07.04.2021 to 05.05.2022.*
>
> *(iii) Respondent is also directed to pay balance sum of Rs.1,23,87,600/- together with interest @ 10% p.a. from 05.08.2021 to 05.05.2022.*

(iv) The aforesaid entire sums of money together with interest as stated supra shall be paid by the respondent to the petitioners on or before 15.01.2023.

(v) Liberty is reserved in favour of the petitioners to also to take recourse to such remedies as available in law including filing of a suit, consumer complaint, etc., against the respondent for the purpose of claiming compensation towards loss, damages etc., caused to the petitioners in accordance with law."

2. The affidavit of the accused - Manivannan P., Major, Commissioner, Bangalore Development Authority[1] is on record stating that the Finance Section has calculated the amounts to be paid to the complainant in accordance with the order passed in the writ petition. The calculation is filed as Annexure - R1, which is signed by the Chief Accounts Officer of the BDA. The affidavit also reflects that the entire principal amount has been paid and interest of Rs.13,77,129/- has also been paid. Unconditional apology is also tendered.

3. Learned counsel for the complainants, however, refers to an affidavit filed by the complainant in the writ appeal filed by the accused before this Court. This affidavit is on behalf of the complainant wherein a calculation of interest appears on

[1] BDA

running page 30/31 of the affidavit which is filed along with the contempt petition. The total amount of interest is reflected in this affidavit of the complainant as Rs.24,21,447/-. The complainants seek to raise disputed questions as to the quantum of interest paid and payable to the complainants, which exercise by this Court in contempt jurisdiction would not be feasible.

4. This petition is consigned leaving it open for the complainants to seek such remedy that is referred in clause (v) of the order of the writ Court, in accordance with law.

It is also noted that in the affidavit of the complainant filed before the Writ Appeal Court, interest has also been sought for a period which was not mentioned in the order of the writ Court.

Sd/-
(JAYANT BANERJI)
JUDGE

Sd/-
(N.V.BHAVANI)
JUDGE

KG
List No.: 1 Sl No.: 18