HC-KAR

CNR: KAHC010014502019

NC: 2026:KHC:61178
MFA No. 640 of 2019
C/W MFA No. 641 of 2019

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 640 OF 2019 (CPC)

C/W

MISCELLANEOUS FIRST APPEAL NO. 641 OF 2019 (CPC)

IN MFA No. 640/2019

BETWEEN:

SRI. E SUBRAMANYAM NAIDU
S/O E. GANGI NAIDY,
R/AT NO.14-3-303/25 D.R.MAHAL ROAD,
3RD BLOCK GREEN PARK APARTMENTS,
TIRUPATHI (URBAN) CHITTOOR DISTRICT,
ANDHRA APRADHESH - 517 501

...APPELLANT

(BY SRI. SANATHKUMAR SHETTY K.,ADVOCATE)

AND:

Digitally signed by VINUTHA M
Location: HIGH COURT OF KARNATAKA

1. SRI. UMA MAHESHWER
   AGED ABOUT 45 YEARS
   S/O CHANGAM NAIDU,
   R/AT NO.7, SIR. M.V.NAGAR, 2ND BLOCK,
   1ST CROSS, RAMMURTHY NAGAR,
   BANGALORE - 560 016.

2. SRI. NAGARAJU M.
   AGED ABOUT 27 YEARS
   S/O MUTTANNA D

R/AT D.CHALUVAIAH BUILDING,
CHALUVAIAH ROAD, RAMAMURTHY NAGAR,
BANGALORE - 560 016.

3. SRI.ANJANAPPA R.
S/O REDDAPPA,
R/AT NO.28, MANJUNATHA NILAYA,
M.G.HALLI ROAD, BEML LAYOUT,
T.C.PALYA, K.R.PURAM HOBLI,
BANGALORE - 56O 036.

4. SRI. K. THULASI RAM
AGED ABOUT 55 YEARS
S/O SRI.CHINNASWAMY,
R./AT NO.1-73, KUKKALAPALLI VILLAGE AND POST,
YADAMURI MANDALAM,
CHITTOOR DISTRICT,
ANDHRA PRADESH.

5. SMT. K. AMARAVATHI
W/O SRI. K. THULASI RAM,
R/AT NO.1-73, KUKKALAPALLI VILLAGE AND POST,
YADAMURI MANDALAM,
CHITTOOR DISTRICT,
ANDHRA PRADESH.

…RESPONDENTS

(BY SRI. A.C. MANJUNATHA, ADVOCATE FOR C/R4 AND R5

R3 IS SERVED AND UNREPRESENTED)

THIS MFA IS FILED U/S 104 R/W ORDER 43 RULE 1(r) OF CPC, AGAINST THE ORDER DATED 18.12.2018, PASSED ON I.A.NO.1 IN OS.NO.302/2018 ON THE FILE OF THE III ADDITIONAL SENIOR CIVIL JUGE, BENGALURU RURAL

DISTRICT, BENGALURU, DISMISSING THE IAs FILED UNDER ORDER 39 RULE 1 & 2 OF CPC.

IN MFA NO. 641/2019

BETWEEN:

1. SRI. E. SUBRAMANYAM NAIDU
AGED ABOUT 66 YEARS,
S/O. E. GANGI NAIDU,
R/AT NO. 14-3-303/25,
D.R. MAHAL ROAD,
3RD BLOCK GREEN PARK APARTMENTS,
TIRUPATHI (URBAN),
CHITTOOR DISTRICT,
ANDHRA PRADESH - 517 501.

...APPELLANT

(BY SRI. SANATHKUMAR SHETTY K., ADVOCATE)

AND:

1. SRI. UMA MAHESHWER
AGED ABOUT 45 YEARS,
S/O. CHANGAM NAIDU,
R/AT NO.7, SIR M.V. NAGAR,
2ND BLOCK,
1ST CROSS, RAMMURTHY NAGAR,
BANGALORE - 560 016.

2. SRI. NAGARAJU M.
AGED ABOUT 27 YEARS,
S/O. MUTTANNA. D,
R/AT D. CHALUVAIAH BUILDING,
CHALUVAIAH ROAD,
RAMAMURTHY NAGAR,
BANGALORE - 560 016.

3. SRI. ANJANAPPA. RR
AGED ABOUT 25 YEARS,
S/O. REDDAPPA,
R/AT NO. 28, MANJUNATHA NILAYA,
M.G. HALLI ROAD, BEML LAYOUT,
T.C.PALYA, K.R. PURAM HOBLI,
BANGALORE - 560 036.

4. SRI. K. THULASI RAM
AGED ABOUT 55 YEARS,
S/O. SRI. CHINNASWAMY,
R/AT NO.1-73, KUKKALAPALLI VILLAGE AND POST,
YADAMURI MANDALAM, CHITTOOR DISTRICT,
ANDHRA PRADESH.

5. SMT. K. AMARAVATHI
AGED ABOUT 45 YEARS,
W/O. SRI. K. THULASI RAM,
R/AT NO. 1-73, KUKKALAPALLI VILLAGE AND POST,
YADAMURI MANDALAM,
CHITTOOR DISTRICT,
ANDHRA PRADESH.

...RESPONDENTS

(BY SRI. N. SURESHA, ADVOCATE FOR R1

SRI. A.C. MANJUNATHA, ADVOCATE FOR C/R4 & C/R5

R3 IS SERVED AND UNREPRESENTED)

THIS MFA IS FILED U/S. 104 R/W SEC.43 RULE 1(r) OF THE CPC, AGAINST THE ORDER DATED 18.12.2018 PASSED ON IA NO.2 IN O.S.NO.302/2018 ON THE FILE OF THE 3RD ADDITIONAL SENIOR CIVIL JUDGE, BENGALURU RURAL DISTRICT, BENGALURU, DISMISSING IA NO.2 FILED U/O.39 FILED U/O.39 RULE 1& 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

Learned counsel for the appellant has filed a memo seeking withdrawal of the appeals.

2. Memos are accepted.

3. Appeals are ***dismissed as withdrawn***.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

RCK
List No.: 1 Sl No.: 1