HC-KAR

NC: 2026:KHC:64803
MFA No. 2420 of 2024

CNR: KAHC010217202024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 20TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 2420 OF 2024 (CPC)

BETWEEN:

1. SRI. SANNERAPPA
S/O LATE KOKADASAPPA, ALIAS KOLLIDASAPPA
SINCE DECEASED BY HIS LRS

1a. SRI ERE GOWDA
AGED 33 YEARS
S/O. LATE SRI SANNEERAPPA

1b. SRI. G.S. GURUPRASAD
AGED 30 YEARS
S/O. LATE SRI SANNEERAPPA

1c. SMT. SUJATHA G.S.
AGED 35 YEARS
D/O. LATE SRI. SANNEERAPPA

1d. SMT. SANNACHITHAMMA
AGED 54 YEARS,
W/O LATE SRI SANNEERAPPA,

ALL ARE R/AT GUMMANAHALLI,
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK
TUMAKUR DISTRICT - 572 137.

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Location: HIGH COURT OF KARNATAKA

2. SMT. SANNACHITHAMMA
AGED 53 YEARS,
W/O SANEERAPPA,

R/AT GUMMANAHALLI, GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK
TUMAKUR DISTRICT - 572137.

…APPELLANTS

(BY SRI. R.S. HEGDE, ADVOCATE)

AND:

1. SMT. PUTTA RANGAMMA
AGED 66 YEARS
W/O LATE ERANNA
R/AT GUMMANAHALLI,
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK
TUMKUR DISTRICT - 572 137.

2. DASAPPA DEAD BY LRS

2a. SMT. THIMMAKKA
AGED 65 YEARS
W/O LATE DASAPPA
R/AT GUMMANAHALLI,
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

2b. KAMALAMMA
AGED ABOUT 38 YEARS,
D/O LATE DASAPPA
W/O LATE NAGARAJU
R/AT BHUVANHALLI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137

2c. SMT. SANNERAMMA
AGED 34 YEARS,
D/O LATE DASAPPA
W/O MANJANNA
R/AT KARIDASARAHALLI VILLAGE,
HULIKUNTE HOBLI, SIRA TALUK
TUMKUR DIST - 572 137.

2d. SMT. SHANTHAMMA
AGED 32 YEARS,
D/O LATE DASAPPA
W/O RAVI KUMAR
R/AT OJUGUNTE VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DISTRICT - 572 137.

3. SRI NINGANNA
AGED 66 YEARS,
S/O LATE KOKADASAPPA ALIAS KOLLIDASAPPA,
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

4. SRI CHIKKA MARIYAPPA,
AGED 56 YEARS
S/O LATE KOKADASAPPA ALIAS KOLLIDASAPPA,

R/AT GUMMANAHALLI GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

5. SMT. NINGAMMA
AGED 71 YEARS,
D/O LATE KOKADASAPPA ALIAS KOLLIDASAPPA
W/O LATE RANGANNA
R/AT MAGODU VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DISTRICT.

6. SMT. SANNAMMA
AGED 46 YEARS
W/O SRI L.S. VISHNU KIRAN
D/O LATE KOKADASAPPA ALIAS KOLLIDASAPPA
W/O LATE CHIKKA THIMMANNA
R/AT KUSUKUNTE VILLAGE,
SIRA TALUK,TUMKUR DISTRICT
TUMKUR DISTRICT.

7. SMT. SUJATHA G.S.
AGED 31 YEARS,
D/O SANEERAPPA
W/O YUVARAJU,
R/AT GUMMANAHALLI, GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

8. SMT. SHARADA L B
AGED ABOUT 46 YEARS,
W/O H.C HIRIYPAPPA
R/AT VIDHYANAGARA BADAVANE,
SIRA TOWN, TUMKUR DIST - 572 137.

9. SMT. SAROJAMMA
AGED 45 YEARS,
W/O GOVINDARAJU
R/AT HEGGANAHALLI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

10. SRI DHANANJAYA
AGED 49 YEARS,
S/O G. NARAYANAPPA
R/AT JYOTHI NAGARA,
SIRA TOWN,
TUMKUR DIST - 572 137.

11. SMT. DODDAKKA
AGED 68 YEARS,
W/O LATE CHITHAIAH
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

12. SRI CHITHAIAH
AGED 50 YEARS
S/O LATE CHITHAIAH
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

13. SRI THIMMAIAH
AGED 48 YEARS
S/O LATE CHITHAIAH,
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,

KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

14. SRI C. DEVARAJU
AGED 46 YEARS
S/O LATE CHITHAIAH
R/AT GUMMANAHALLI GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

15. SRI C. ERANNA
AGED 43 YEARS
S/O LATE CHITHAIAH,
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

16. SRI SHIVANNA C
AGED 41 YEARS,
S/O LATE CHITHAIAH
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

17. SRI RAVIKUMARA
AGED 31 YEARS
S/O LATE CHITHAIAH
R/AT GUMMANAHALLI
GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST - 572 137.

18. SRI SRINIVASA N
AGED 39 YEARS,
S/O NINGAPPA
R/AT GUMMANAHALLI GOLLARAHATTI VILLAGE,
KASABA HOBLI, SIRA TALUK,
TUMKUR DIST

19. THE SPECIAL LAND ACQUISITION OFFICER
K.I.A.D.B. NEAR SIT COLLEGE,
B.H.ROAD, TUMKUR - 572 101
TUMKUR DISTRICT.

…RESPONDENTS

(BY SRI. BHOJARAJA, ADVOCATE FOR R1

VIDE ORDER DATED 01.04.2025,

NOTICE TO R2(a) TO R3(d), R3 TO R19 IS DISPENSED WITH)

THIS MFA IS FILED U/O 43 RULE 1(r) R/W SECTION 151 OF CPC, AGAINST THE ORDER DATED 17.01.2024 PASSED ON I.A.NO.5 IN OS.NO.143/2022 ON THE FILE OF THE SENIOR CIVIL JUDGE AND JMFC, SIRA, ALLOWING THE I.A.NO.5 FILED UNDER ORDER 39 RULE 1 AND 2 OF CPC.

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL JUDGMENT

This appeal filed before this Court is 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- 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 this matter to the concerned District Court for adjudication of the matter from the stage where it is stopped.

3. Accordingly, I pass the following:

O R D E R

i) The appeal stands **disposed of** for statistical purposes.

ii) Registry is directed to transfer the entire record of the case, to the concerned Principal District & Sessions Judge, who may assign it to

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 case and all rights and contentions of the parties are left open to be agitated before the concerned Appellate Court.

v) List this matter before the District Court on **16.12.2026.**

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

NMS
List No.: 1 Sl No.: 3