NC: 2026:KHC:21733
WP No. 12494 of 2026

HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21ST DAY OF APRIL, 2026

BEFORE

THE HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

WRIT PETITION NO. 12494 OF 2026 (GM-CPC)

BETWEEN:

SRI PATTADA SRI PARVATHARAJA
SHIVACHARYA SWAMIGALU
SINCE DECEASED REP. BY HIS LEGAL HEIR.
PATTADA SRI GURUNANJESHWARA
SHIVACHARYA SWAMIGALU
AGED ABOUT 41 YEARS
PEETADIPATHI, HUNASAMARANAHALLI
SAMASTHAN MUTT, JALAHOBLI
HUNASAMARANAHALLI VILLAGE
(PRESENTLY YELAHANKA TALUK)
BENGALURU-562157
BENGALURU NORTH TALUK

...PETITIONER

(BY SRI. VENUGOPALA M S., ADVOCATE)

AND:

1. S A VEERABADRAIAH
   S/O AIYYANNAPPA
   SINCE DECEASED REP. BY
   HIS LEGAL HEIRS

1.A S.V.ARUN KUMAR
   S/O S.A. VEERABHADRAIAH
   AGED ABOUT 40 YEARS

1.B. S.V. NAVEEN KUMAR
   S/O S.A. VEERABHADRAIAH
   AGED ABOUT 33 YEARS

   ALL ARE R/AT HUNSAMARANAHALLI VILLAGE
   AND POST, JALAHOBLI, SYELAHANKA TALUK
   BENGALORE NORTH-562127.

...RESPONDENTS

Digitally signed by DHANALAKSHMI MURTHY
Location: HIGH COURTOF KARNATAKA

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO ISSUE A DIRECTION, DIRECTING THE SENIOR CIVIL JUDGE AND JMFC, DEVANAHALLI TO DISPOSE THE EXECUTION PETITION 18/2024 AS EXPEDITIOUSLY AS POSSIBLE WITHIN OUTER LIMIT OF 2 MONTHS COPY WHICH IS PRODUCED AT ANNEXURE-A AND ETC.

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

CORAM: HON'BLE MR. JUSTICE H.T. NARENDRA PRASAD

ORAL ORDER

1. In this writ petition, the petitioner-Decree Holder has sought the following reliefs:

> *"i. Issue a direction, directing the Senior Civil Judge & JMFC, Devanahalli to dispose the Execution Petition 18/2024 as expeditiously as possible within outer limit of 2 months. Copy which is produced at* ***Annexure A.***
>
> *ii. Pass any such orders or directions which this Hon'ble court deems fit in the facts and circumstances of this case, in the interest of justice."*

2. For the sake of convenience, the parties are referred to as per their ranking before the Senior Civil Judge and JMFC, Devanahalli (hereinafter referred to as 'Executing Court' for short).

3. The plaintiff (petitioner herein) filed a suit in O.S.No.51/2007 before the Trial Court seeking reliefs of declaration, possession and damages. The suit came to be decreed by judgment and decree dated 17.01.2015. The same has been confirmed by this Court in RSA Nos.1000/2016 c/w 1001/2016 on 27.11.2023. The SLP filed by the defendants has also been dismissed by order dated 12.07.2024. Thereafter, the petitioner filed an execution petition in Ex.No.18/2024. The Executing Court by order dated 21.10.2024 issued a warrant for delivery of possession of the property to the Decree Holder. Thereafter, for one reason or another, the matter has been adjourned, and no order has been passed in the execution petition. Therefore, the petitioner has sought early disposal of the said execution petition.

4. Having regard to the facts and circumstances of the case, and without expressing any opinion on the merits of the matter, this Court deems it appropriate to dispose of

the writ petition with a direction to the Trial Court to dispose of the execution petition as expeditiously as possible.

5. Accordingly, the following order is passed:

ORDER

a) The writ petition is **disposed of**.

b) The Trial Court is directed to dispose of the execution petition in Ex.No.18/2024 in accordance with law and as expeditiously as possible, on or before 31.07.2026.

c) Parties are directed to co-operate for early disposal of the execution petition.

Sd/-
(H.T. NARENDRA PRASAD)
JUDGE

HA
LIST NO.: 1 SL NO.: 66