HC-KAR

NC: 2026:KHC:65186
MFA No. 4030 of 2024

CNR: KAHC010338762024

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21ST DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 4030 OF 2024 (CPC)

BETWEEN:

1. SRI K SUBRAMANYAM
   S/O. LATE K. RAMA REDDY,
   AGED ABOUT 66 YEARS,
   R/AT NO. 4, SARAJAPUR MAIN ROAD,
   OPP. TOTAL MALL, KIKONDRAHALLI,
   KARMAL POST, BENGALURU - 560 035.

2. SMT. K. R. PRAMILA
   D/O. LATE K. RAMA REDDY,
   AGED ABOUT 74 YEARS,
   R/AT NO. 1015/B, 17TH D CROSS,
   INDIRANAGAR, BENGALURU - 560 038.

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3. SMT. N. SARASWATHI
   D/O. LATE K. RAMAREDDY,
   AGED ABOUT 61 YEARS,
   R/AT NO. 26, SHREE NILAYA,
   8TH CROSS, 1ST MAIN,
   GREEN PARK LAYOUT,
   R.M. NAGAR MAIN ROAD,
   BANASAWADI, BENGALURU - 560 043.

4. SMT. K. R. PUSHPA
   D/O. LATE K. RAMAREDDY,
   AGED ABOUT 60 YEARS,
   R/AT NO. 2170, 15TH CROSS,

22ND B MAIN, HSR LAYOUT,
1ST SECTOR, BENGALURU - 560 001.

5. SRI. K. R. KESHAVA REDDY
S/O. LATE K. RAMAREDDY,
AGED ABOUT 64 YEARS,
R/AT NO. 24, 1ST A CROSS,
5TH MAIN, DOMLUR, 2ND STAGE,
BENGALURU - 560 071.

…APPELLANTS

(BY SRI. H R ANANTHA KRISHNA MURTHY.,ADVOCATE)

AND:

1. SMT SUNANDAMMA
W/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 71 YEARS,

2. SMT. KOMALA
D/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 59 YEARS,

3. SMT. ARUNA
D/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 57 YEARS,

4. SMT. SHOBHA
D/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 55 YEARS,

5. SRI. MADHUSUDAN REDDY
S/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 53 YEARS,

6. SMT. SUMITRA
D/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 51 YEARS,

7. SRI.VISHWANATHA REDDY
S/O LATE K.V. JAGADISH REDDY,
AGED ABOUT 49 YEARS,

ALL ARE R/AT BIDADAHALLI HOBLI,
BANGALORE SOUTH TALUK, BANGALORE - 560 049

8. SRI. K. BHUPENDRA
S/O LATE K.RAMA REDDY
AGED ABOUT 65 YEARS,
R/AT NO 30, BHATTARAHALLI GATE,
OLD MADRAS ROAD VIRGONAGAR (P.O.)
BENGALURU - 560 049

9. SRI. K. R. SURESH
S/O LATE K. RAMA REDDY
AGED ABOUT 61 YEARS,
R/AT NO 4166, 13TH A MAIN,
HAL 2ND STAGE, INDIRANAGAR,
BENGALURU - 560 008.

…RESPONDENTS

(BY SRI. V.N. SHANKARE GOWDA, ADVOCATE FOR C/R7)

THIS MFA IS FILED U/O 43 RULE 1(r) R/W SECTION 151 OF CPC, AGAINST THE ORDER DATED 19.04.2024 PASSED ON I.A.NO.1 AND 2 IN OS.NO.1480/2023 ON THE FILE OF THE III ADDITIONAL SENIOR CIVIL JUDGE, BENGALURU RURAL DISTRICT, BENGALURU, DISMISSING THE IA.NO.1 AND 2 FILED UNDER ORDER 39 RULE 1 AND 2 OF CPC.

THIS APPEAL, COMING ON FOR ADMISSION, 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

RCK
List No.: 1 Sl No.: 14