NC: 2026:KHC:21001-DB
COMAP No. 270 of 2024

HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF APRIL, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

COMMERCIAL APPEAL NO. 270 OF 2024

BETWEEN:

1. AZVASA EDUCATION PVT. LTD
NO.05, 20TH CROSS, 7TH MAIN
2ND STAGE, N.S.PALYA
BENGALURU - 560 076
REP. BY ITS OPERATION MANAGER
MR. S. GOVINDA RAJAN

…APPELLANT

(BY SRI M. KESHAVA REDDY, ADVOCATE)

AND:

Digitally signed by SRIDEVI S
Location: High Court of Karnataka

1. SANDEEPANI EDUCATIONAL TRUST
NO.40, RING ROAD
NAGADEVANAHALLI
BENGALURU - 560 040
REP.BY ITS CHAIRMAN/MANAGING TRUSTEE
MR. LOKESHWARAPPA S

2. MR. LOKESHWARAPPA
S/O SRI SIDDAPPA
AGED ABOUT 48 YEARS
NO.40, RING ROAD
NAGADEVANAHALLI
JNANABHARATHI POST
BENGALURU - 560 040

ALSO AT:

NO.450, 3RD CROSS
3RD MAIN, R.R. LAYOUT
JNANABHARATI POST
NAGADEVANAHALLI
BENGALURU - 560 056

...RESPONDENTS

THIS COMMERCIAL APPEAL IS FILED UNDER SECTION 13 (1-A) OF THE COMMERCIAL COURT ACT 2015 PRAYING TO ALLOW THIS APPEAL AND MODIFY THE ORDER OF THE COMMERCIAL COURT DATED 30/05/2024 PASSED BY THE COURT OF LXXXIV ADDITIONAL CITY CIVIL AND SESSIONS JUDGE (CCH-85) (COMMERCIAL COURT), BENGALURU IN COMMERCIAL O.S NO.1704/2022 WITH COST AS FOLLOWS & ETC.

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

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL JUDGMENT

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. None appears for the appellant. However, the learned counsel for the appellant has filed a memo seeking withdrawal of the appeal and for refund of the court fee.

2. This is the 12th time that the appeal has been listed before the court & the concerned Registrar for curing the defects. We do not consider it apposite to direct the refund of the entire court fee. The appeal is dismissed as withdrawn. The court fee is directed to be refunded to the extent of 50% if the admissible as per the Rules.

Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE

Sd/-
(C.M. POONACHA)
JUDGE

SD
List No.: 2 Sl No.: 8