HC-KAR

NC: 2026:KHC:60494
WP No. 23454 of 2025

CNR: KAHC010505682025

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE V SRISHANANDA

WRIT PETITION NO. 23454 OF 2025 (GM-RES)

BETWEEN:

SRI. MANJUNATH M
S/O SRI. MANI K
AGED ABOUT 32 YEARS,
R/AT FLAT NO. 756/A
30 B CROSS, 4TH T BLOCK
31ST CROSS ROAD, JAYANAGAR
BENGALURU - 560 041.

…PETITIONER

(BY SRI. ASHOKA T, ADVOCATE)

AND:

1. SMT. SWATHI M
   W/O SRI. MANJUNATH M
   D/O SRI. T.R. MANJUNATHA,
   AGED ABOUT 31 YEARS
   R/AT SAKREBAILU, GAJANUR (POST),
   SHIMOGA TALUK AND DISTRICT - 577 432.

2. SRI. MANI K
   S/O KUPPAN
   AGED ABOUT 55 YEARS

3. SMT. ASHWINI M
   W/O KAVI ARASAN
   D/O MANI K,
   AGED ABOUT 38 YEARS

Digitally signed by ASHWINI MAYAPPA MAVARAKAR
Location: High Court of Karnataka

4. SRI. KAVI ARASAN
S/O MUTTU
AGED ABOUT 39 YEARS

5. SMT. NALINI
W/O MUTTU
AGED ABOUT 63 YEARS

RESPONDENTS NO.2 TO 5 ARE
R/AT FLAT NO. 756/A,
30-B CROSS, 4TH T BLOCK,
31ST CROSS ROAD, JAYANAGAR
BENGALURU - 560 041.

6. SMT. USHA
W/O BALU
AGED ABOUT 41 YEARS
R/AT NO. 2380 I FLOOR, I STAGE,
III CROSS, 12TH MAIN,
NEAR BBMP PARK AND GOVERNMENT SCHOOL,
II STATE, KUMAR SWAMY LAYOUT,
VIKRAM NAGAR, BANGALORE - 560 078.

7. SRI. SUBHASHANI M
W/ CHANDRASHEKAR AND D/O MANI K
AGED ABOUT 35 YEARS.
R/AT SIRI BRINDAVANA RESIDENCY APARTMENT,
9TH MAIN ROAD, SRINIDHI LAYOUT,
8TH PHASE, KONANAKUNTE, J.P. NAGAR
BANGALORE - 560 078.

8. SMT. SWAPNA NAYAR
W/O NOT KNOWN
AGED ABOUT 34 YEARS,

R/AT BOMMANAHALLI,
BENGALURU - 560 068.

…RESPONDENTS

(R1, R3, R5, R6 - SERVED)

THIS W.P. IS FILED UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA R/W SEC. 482 OF CR.PC PRAYING TO DIRECT THE LEARNED V ADDL. CIVIL JUDGE (J.D) AND JMFC AT SHIMOGA TO DISPOSE OF CRIMINAL MISC.NO. 178/2023 UNDER SECTION 12 OF THE PROTECTION OF WOMEN FROM DOMESTIC VIOLENCE ACT, 2005, WITHIN A TIME-BOUND PERIOD, PREFERABLY WITHIN 90 DAYS AND ETC.,

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

CORAM: HON'BLE MR. JUSTICE V SRISHANANDA

ORAL ORDER

1. Service of notice to respondent No.8 is dispensed. Service of notice to respondent Nos.2, 4 and 7 is awaited.

2. Heard Sri.Ashok T., learned counsel for the petitioner. Respondent No.1 is the only contesting respondent who is served with the notice and remained absent.

3. Petition is filed under Article 226 of the Constitution of India read with Section 482 of Criminal Procedure Code with the following prayers:

> "*a. Issue a writ of mandamus or any other appropriate writ, order or direction directing the learned V Addl. Civil Judge (J.D.) and JMFC at Shimoga to dispose of Crl.Misc.No.178/2023, under Section 12 of the Protection of Women From Domestic Violence Act, 2005, within a time bound period, preferably within 90 days;*
>
> *b. Pass such other and further order(s) or direction(s) as this Hon'ble Court may deem just and proper in the facts and circumstances of the case, in the interest of justice and equity."*

4. Prime grievance of the petitioner is that after the examination-in-chief of the petitioner, the matter is adjourned from time to time for further examination of P.W.1.

5. He would further contend that by filing the petition under Section 23(2) of the Protection of Women from Domestic Violence Act, respondent No.1 who is the petitioner before the Trial Court has not shown any interest especially after obtaining the interim maintenance of Rs.4,000/-.

6. Taking note of the fact that matter is pending from the year 2023 and order sheet depicts that matter is adjourned from time to time only for further examination-in-chief, if the Trial Court is directed to expedite the matter and conclude the same in a time bound manner, ends of justice would be met.

7. Accordingly, following:

ORDER

i. Petition is ***allowed***.

ii. Principal Civil Judge and JMFC, Shivamogga is hereby directed to expedite the matter in Crl.Misc.No.178/2023 and conclude the same on or before 31.03.2027.

iii. Needless to emphasize that petitioner herein who is respondent No.1 before the Trial Court and all the other parties shall cooperate for early disposal of the matter.

Sd/-
(V SRISHANANDA)
JUDGE

KAV
List No.: 1 Sl No.: 20