HC-KAR

NC: 2026:KHC:61083
MFA No. 8114 of 2022

CNR: KAHC010554352022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 3RD DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO. 8114 OF 2022 (CPC)

BETWEEN:

1. SMT. SARASWTHAMMA
   AGED ABOUT 64 YEARS
   W/O LATE RAJANNA

2. SRI. KUMAR
   AGED ABOUT 47 YEARS
   S/O LATE RAJANANA

3. SRI. SUBRAMANI
   AGED ABOUT 38 YEARS
   S/O LATE RAJANNA

4. SRI. NAGARAJU
   AGED ABOUT 51 YEARS
   S/O LATE SIDDARAMAIAH

5. SMT. TARA
   AGED ABOUT 42 YEARS
   W/O SRI. NAGARAJU
   ALL ARE RESIDING AT PURADAPALYA,
   DHAKLE, PUTTAIAHNAPALYA VILLAGE,
   TAVAREKERE HOBLI,
   BENGALURU - 562 130.

...APPELLANTS

(BY SRI. LOKESH R, ADVOCATE)

Digitally signed by VINUTHA M
Location: HIGH COURT OF KARNATAKA

AND:

1. SMT. INDRANI
   AGED ABOUT 38 YEARS
   W/O LATE CHANDRASHEKAR

2. SRI. PRAJWAL P.C
SINCE DEAD, REPTD. BY HIS
LEGAL REPRESENTATIVE

SMT. NAVYA
AGED ABOUT 20 YEARS,
W/O LATE PRAJWAL P C

3. SRI. DHANUSH P.C
AGED ABOUT 23 YEARS
S/O LATE CHANDRASHEKAR

4. SRI. SUBBANNA
AGED ABOUT 54 YEARS,
S/O LATE SIDDARAMAIAH

5. SMT. MEENAKSHAMMA
AGED ABOUT 49 YEARS,
W/O SRI. SUBBANNA

6. SRI. JAINKAR
AGED ABOUT 25 YEARS,
S/O SRI. NAGARAJU,

7. KUMARI. PRIYA
AGED ABOUT 23 YEARS,
D/O SRI. NAGARAJU

ALL ARE RESIDING AT
PURADAPALYA,
TAVAREKERE HOBLI,
BENGALURU SOUTH TALUK
BENGALURU - 562 130.

…RESPONDENTS

MFA FILED U/O XLIII RULE 1(d) R/W SECTION 151 OF CPC, AGAINST THE ORDER DATED 14.10.2022 PASSED IN MISC.NO.3/2018 ON THE FILE OF THE SENIOR CIVIL JUDGE AND JMFC, MAGADI, DISMISSING THE PETITION FILED UNDER THE FILED UNDER ORDER 9 RULE 13 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) Since the parties are represented before this Court, they shall appear before the learned

District Judge on **02.12.2026** without awaiting any further notice.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

CPN
List No.: 1 Sl No.: 27