HC-KAR

NC: 2026:KHC:61084
MFA No. 8200 of 2022

CNR: KAHC010561932022

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. 8200 OF 2022 (CPC)

BETWEEN:

SRI. VINOD. V
S/O VENKATESH
AGED ABOUT 24 YEARS,
R/AT NO.676, URDU SCHOOL ROAD,
KAGLIPURA, BANGALORE SOUTH TALUK
BANGALORE - 560 082.

...APPELLANT

(BY SRI. H.C. NATARAJ, ADVOCATE)

AND:

1. SRI. N. KIRAN
   S/O M. NATRAJ
   AGED ABOUT 48 YEARS
   R/AT NO.325, 1ST CROSS,
   6TH MAIN, VIJAYANAGAR
   BANGALORE - 560 040.

2. SRI. VENKATESH
   S/O THIMMRASAPPA
   AGED ABOUT 56 YEARS,
   R/AT NO.676, URDU SCHOOL ROAD,
   KAGLIPURA, BANGALORE SOUTH TALUK,
   BANGALORE - 560 082.

3. SMT. LALITHA
   W/O VENKATESH
   AGED ABOUT 41 YEARS,
   R/AT NO.676, URDU SCHOOL ROAD,
   KAGLIPURA, BANGALORE SOUTH TALUK
   BANGALORE - 560 082.

Digitally signed by VINUTHA M
Location: HIGH COURT OF KARNATAKA

4. SMT. VIDYA V
D/O VENKATESH
W/O VASANTHKUMAR
AGED ABOUT 26 YEARS,
R/AT NO.25, BAADEKATTE
KAGALIPURA POST,
UTTARAHALLI HOBLI
BANGALORE - 560 082.

…RESPONDENTS

(BY SRI. DINESH S. KADLAS, ADVOCATE FOR C/R1)

THIS MFA IS FILED U/O XLIII RULE 1(r) R/W SEC.151 OF CPC, AGAINST THE ORDER DT. 30.09.2022 PASSED ON IA NO.1 AND 2 IN O.S.NO.24/2021 ON THE FILE OF THE II ADDITIONAL SENIOR CIVIL JUDGE, BENGALURU RURAL DISTRICT, REJECTING IA NO.1 AND IA NO.2 FILED U/O.39 RULES 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) 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.: 28