HC-KAR

NC: 2026:KHC:55191
WP No. 27331 of 2026

CNR: KAHC010597932026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE K. V. ARAVIND

WRIT PETITION NO. 27331 OF 2026 (GM-CPC)

BETWEEN:

1. SMT RACHOOR PRABHAVATHI
WIFE LT. RACHOOR LAKSHMENDRA KUMAR,
AGED ABOUT 67 YEARS,
RESIDING AT FLAT NO. B-305,
REAL HOUSE APARTMENTS, ANJANAPURA,
BENGALURU-560 062

PERMANENTLY RESIDING AT
NO.80/76-23-1,
ADITHYA NAGAR, OPPOSITE ITC,
ADITHYA NAGAR, KURNOOL-KNL-CAMP-B,
KURNOOL,
ANDRA PRADESH - 518 002.

2. SRI. RACHOOR PHALGUNA KUMAR
SON OF LATE. RACHOOR LAKSHMENDRA KUMAR,
AGED ABOUT 38 YEARS,
PRESENTLY RESIDING AT
NO.2807 SW ABLES DR NO.304,
BENTONVILLE
(ARKANSAS) AR-72713,
USA,
PERMANENTLY RESIDING AT
NO.80/76-23-1, ADITHYA NAGAR,
OPPOSITE ITC, ADITHYA NAGAR, KURNOOL
-KNL-CAMP-B, KURNOOL
ANDRA PRADESH - 518 002.

Digitally signed by VINUTHA B S
Location: High Court of Karnataka

3. SRI. RACHOOR AMBAREESHKUMAR
AGED ABOUT 33 YEARS
SON OF LATE. RACHOORLAKSHMENDRA KUMAR,
PRESENTLY RESIDING AT
NO.1015, ANNAZANES CT,
ALPHARETTA, GEORGIA, GA-30004

PETITIONER NO 2 AND 3 PERMANENTLY
RESIDING AT
NO.80/76-23-1,
ADITHYA NAGAR, OPPOSITE ITC,
ADITHYA NAGAR, KURNOOL-KNL-CAMP-B,
KURNOOL,
ANDRA PRADESH - 518 002

PETITIONER 2 AND 3 ARE REPRESENTED
THROUGH THEIR GPA HOLDER
AND PETITIONER NO.1
SMT. RACHOOR PRABHAVATHI

…PETITIONERS

(BY SRI. NAGARAJ R., ADVOCATE)

AND:

1. SRI NAGARAJ V.,
AGED ABOUT 38 YEARS,
SON OF G VEERASANGACHAR,
RESIDING AT NO. 22, 1ST MAIN,
5TH CROSS, NEAR APPOLLO MEDICAL,
JAYANAGAR, MYSORE - 570 01

…RESPONDENT

(VIDE ORDER DATED 05.10.2026
NOTICE TO RESPONDENT DISPENSED WITH)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECTING THE LEARNED II ADDITIONAL SENIOR CIVIL JUDGE, BENGALURU RURAL DISTRICT, BENGALURU, TO TAKE UP, HEAR AND DISPOSE OF I.A. NO.2 FILED BY PETITIONERS UNDER ORDER XXXIX RULES 1 AND 2 READ WITH SECTION 151 OF THE CODE

OF CIVIL PROCEDURE, 1908 VIDE ANNEXURE-A IN O.S. NO.1275/2026, AS EXPEDITIOUSLY IN ACCORDANCE WITH LAW.

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

CORAM: HON'BLE MR. JUSTICE K. V. ARAVIND

ORAL ORDER

The limited prayer in the writ petition is to direct the Trial Court to expedite the disposal of I.A. No.2, filed under Order XXXIX Rules 1 and 2 read with Section 151 of the Code of Civil Procedure, 1908 (for short, 'CPC').

2. The suit is one for declaration and possession. It is evident from the order sheet that notice on I.A. No.2 was issued on 14.08.2026, and the matter was posted for hearing on 03.09.2026.

3. Considering the limited grievance raised in the writ petition, this Court proposes to dispense with issuance of notice to the respondent.

4. The Trial Court is directed to consider I.A. No.2 expeditiously, subject to completion of service, and dispose of the same within two weeks from the next date of hearing.

5. With the above observations, the writ petition stands ***disposed of***.

SD/-
(K. V. ARAVIND)
JUDGE

VBS
List No.: 1 Sl No.: 22