HC-KAR

NC: 2026:KHC:60667
WP No. 32828 of 2026

CNR: KAHC010725882026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF OCTOBER, 2026

BEFORE

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

WRIT PETITION NO. 32828 OF 2026 (GM-CPC)

BETWEEN:

1. SRI. M. HANUMANTHAIAH,
   AGED ABOUT 70 YEARS,
   S/O T. MUNIYAPPA

2. SMT. H.N. JAYALAXMI
   AGED ABOUT 60 YEARS,
   W/O M. HANUMANTHAIAH

   BOTH ARE R/AT NO.1517,
   7TH CROSS, CORPORATION LAYOUT,
   GOVINDARAJANAGAR,
   BANGALORE - 560 079.

...PETITIONERS

(BY SRI PRITHVEESH M.K., ADVOCATE)

AND:

1. SMT. HOMBAKKA,
   AGED ABOUT 75 YEARS,
   W/O. LATE BYRAHANUMAIAH

2. SRI. B. RAMAIAH
   AGED ABOUT 52 YEARS,
   S/O. LATE BYRAHANUMAIAH,

3. SRI. HANUMANTHARAJU
   AGED ABOUT 49 YEARS,
   S/O. LATE BYRAHANUMAIAH,

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

4. SRI. G. GANGADHARA
AGED ABOUT 46 YEARS,
S/O. LATE, BYRAHANUMAIAH,

5. SMT. JAYAMMA
AGED ABOUT 52 YEARS,
W/O. LATE BYREGOWDA,

6. SMT. B. YASHODA
AGED ABOUT 25 YEARS,
D/O. LATE BYREGOWDA,

7. SMT. B. SUJATHA
AGED ABOUT 23 YEARS,
D/O. LATE BYREGOWDA,

R1 TO R7 ARE
R/AT KEMPAGONDANAHALLI,
TAVAREKERE HOBLI,
BANGALORE SOUTH TALUK

8. SRI MANJUNATH M
S/O MUNIYAPPA,
AGED ABOUT 42 YEARS,
R/AT HOUSE NO. 05,
YALLAPPANPALYA,
TAVAREKERE HOBLI,
BANGALORE - 562 130

…RESPONDENTS

(VIDE ORDER DATED 30.10.2026
NOTICE TO RESPONDENTS IS DISPENSED WITH)

THIS WP IS FILED UNDER ARTICLE 227 OF THE CONSTITUION OF INDIA PRAYING SET ASIDE THE ORDER DATED 22.08.2024 PASSED BY THE LEARNED ADDITIONAL SENIOR CIVIL JUDGE AND JMFC, MAGADI, IN MISC. NO.24/2024, (ANNEXURE A), DIRECTING THE LEARNED ADDITIONAL SENIOR CIVIL JUDGE AND JMFC, MAGADI, TO CONSIDER AND DISPOSE OF THE PETITIONERS APPLICATION SEEKING TEMPORARY INJUNCTION IN MISC. NO.24/2024,

WITHIN SUCH TIME AS MAY BE FIXED BY THIS HON'BLE COURT, 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 expeditious disposal of I.A. No.2 in Misc. No. 24/2024, pending on the file of the Additional Senior Civil Judge and JMFC, Magadi.

2. In view of the limited directions issued and interference made by this Court, notice to respondents is unnecessary and the same is dispensed with.

3. Notice on the said applications was issued as far back as 22.08.2024. This Court finds no justifiable reason for the failure to dispose of the said applications, which seek interim relief. If applications seeking interim relief are not disposed of in a timely manner, the very purpose of such applications and the provisions empowering the Court to grant interim relief would

be frustrated. In that view, the grievance urged by the learned counsel for the petitioners is justified.

4. Accordingly, the following:

O R D E R

I. The writ petition is ***allowed***.

II. The Trial Court is directed to ***dispose of*** I.A. No.2 in Misc. No. 24/2024 within two months from today.

III. Learned counsel for the petitioners is at liberty to seek advancement of the matter before the Trial Court and place a copy of this order on record for necessary compliance.

Sd/-
(K. V. ARAVIND)
JUDGE

VBS
List No.: 1 Sl No.: 31