HC-KAR

NC: 2026:KHC:60660
WP No. 33401 of 2026

CNR: KAHC010735492026

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. 33401 OF 2026 (GM-CPC)

BETWEEN:

1. DR. PRABHAKAR C. BALLA,
   AGED ABOUT 72 YEARS,
   SON OF B. GURUVAIAH NAIDU,
   A-181 BEARYS LAKESIDE HABITAT,
   NO. 18, SHANTIVANA KODIGEHALLI,
   BANGALORE NORTH TALUK,
   BANGALORE 560 092.

...PETITIONER

(BY SRI AKSHAY KUMAR JAIN V., ADVOCATE)

AND:

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

1. BEARYS LAKESIDE HABITAT APARTMENT
   OWNERS ASSOCIATION,
   C.O MAIN OFFICE AT AO 01,
   BEARYS LAKESIDE HABITAT,
   NO. 18, SHANTIVANA,
   NEAR KODIGEHALLI GATE
   BANGALORE NORTH TALUK,
   BANGALORE 560 092.
   REPRESENTED BY ITS
   COMMITTEE MEMBERS.

2. MRS. GEETHA DUA,
   AGED ABOUT 55 YEARS,
   WIFE OF RAJESH DUA,
   OWNER OF 0-063,

BEARYS LAKESIDE HABITAT,
NO. 18, SHANTIVANA,
NEAR KODIGEHALLI GATE
BANGALORE NORTH TALUK,
BANGALORE 560 092.

3. MR. PARMIT CHADHA,
AGED ABOUT 63 YEARS,
SON OF UNKNOWN,
HUSBAND OF RADHIKA CHADHA,
RESIDING AT A-071,
BEARYS LAKESIDE HABITAT,
NO. 18, SHANTIVANA,
NEAR KODIGEHALLI GATE,
BANGALORE NORTH TALUK,
BANGALORE 560 092

4. MR. BALAJI LAXMAN,
AGED ABOUT 53 YEARS,
SON OF L. K. RAO,
OWNER OF 0-033,
BEARYS LAKESIDE HABITAT,
NO. 18, SHANTIVANA,
NEAR KODIGEHALLI GATE,
BANGALORE NORTH TALUK,
BANGALORE 560 092

5. MR. CAPT. GAURAV NATH,
AGED ABOUT 47 YEARS,
SON OF S. NATH,
OWNER OF 0-023,
BEARYS LAKESIDE HABITAT,
NO. 18, SHANTIVANA,
NEAR KODIGEHALLI GATE,
BANGALORE NORTH TALUK,
BANGALORE 560 092

6. MR. K.V. SHETTY,
AGED ABOUT 71 YEARS,
SON OF C.S KUTHETHOOR,

OWNER OF A-112,
BEARYS LAKESIDE HABITAT,
NO. 18, SHANTIVANA,
NEAR KODIGEHALLI GATE,
BANGALORE NORTH TALUK,
BANGALORE 560 092

7. MR. RAMAN NARAYAN,
AGED ABOUT 76 YEARS,
SON OF V. RAMAN,
OWNER OF A-111,
BEARYS LAKESIDE HABITAT,
NO. 18, SHANTIVANA,
NEAR KODIGEHALLI GATE,
BANGALORE NORTH TALUK,
BANGALORE 560 092.

8. SUBAYA NELLAMAKADA,
SON OF LT. COL. N. S. UTHAYA,
AGED ABOUT 55 YEARS,
RESIDING AT UNIT NO. A-133,
BEARYS LAKESIDE HABITAT,
NO. 18, SHANTHIVANA,
NEAR KODIGEHALLI GATE,
BENGALURU 560 092.

…RESPONDENTS

THIS WRIT PETITION IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECT THE HON'BLE XXII ADDL.CITY CIVIL AND SESSION JUDGE, BANGALORE TO CONSIDER THE LEARNED COMMISSIONERS REPORT DATED 09.06.2026(ANNX-A) FILED IN O.S.NO.47725/2022 IN A TIME BOUND MANNER FROM THE NEXT DATE OF HEARING.

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

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

CNR: KAHC010735492026

ORAL ORDER

The limited prayer in the writ petition is to direct the Trial Court to consider the Court Commissioner's report dated 09.06.2026 and pass necessary orders, if required, in accordance with law. This Court finds no impediment to issuing such a direction.

2. Accordingly, the Trial Court is directed to pass appropriate orders on the Court Commissioner's report dated 09.06.2026, in accordance with law, before the end of December, 2026.

3. In view of the above, the writ petition is ***disposed of***.

Sd/-
(K. V. ARAVIND)
JUDGE

VBS
List No.: 1 Sl No.: 42