HC-KAR

NC: 2026:KHC:65169
WP No. 35513 of 2026

CNR: KAHC010788472026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 23RD DAY OF NOVEMBER, 2026

BEFORE

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

WRIT PETITION NO. 35513 OF 2026 (GM-CPC)

BETWEEN:

1. M NARAYANAPPA
   AGED ABOUT 63 YEARS,
   S/O. CHIKKA MUNIYAPPA
   ALIAS HALU MUNIYAPPA

2. SMT. RATHNAMMA
   AGED ABOUT 48 YEARS,
   W/O. M. NARAYANAPPA

3. M. N. SRIKANTH,
   AGED ABOUT 30 YEARS,
   S/O. M. NARAYANAPPA

4. SMT. INDRAJA,
   AGED ABOUT 28 YEARS,
   D/O. M. NARAYANAPPA

   ALL R/AT MUTHKURU VILLAGE,
   ANUGONDANAHALLI HOBLI,
   HOSAKOTE TALUK,
   BENGALURU RURAL DISTRICT-560067

...PETITIONERS

(BY SRI. CHANDRASHEKARA REDDY M. V., ADVOCATE)

Digitally signed by VIJAYA P
Location: High Court of Karnataka

AND:

1. NARAYANAMMA
   SINCE DEAD BY HER LRS
   RAMAKRISHNAPPA
   AGED ABOUT 60 YEARS,
   S/O. LATE CHIKKAPPAIAH

2. R. MUNIRAJU,
   AGED ABOUT 30 YEARS,
   S/O. RAMAKRISHNAPPA
   R1 & R2 ARE R/AT
   SINGANAHALLI VILLAGE,
   SOMENAHALLI HOBLI,
   GUDIBUNDE TALUK,
   CHIKKABALLAPURA DISTRICT-561209

3. MANJULA S. R.,
   AGED ABOUT 27 YEARS,
   W/O. THIMMA REDDY
   R/AT GUDIBUNDE VILLAGE,
   HOBLI, AND TALUK,
   CHIKKABALLAPURA DISTRICT-561209

4. BHAGHYA @ BHAGYAMMA,
   AGED ABOUT 40 YEARS,
   W/O. RANGAPPA,
   R/AT BALAGERE VILLAGE,
   VARTHUR HOBLI,
   BENGALURU EAST TALUK,
   BENGALURU URBAN DISTRICT -560087

5. JYOTHI,
   AGED ABOUT 45 YEARS,
   W/O. LATE NARAYANAPPA

6. MUNIRAJU,
   S/O. LATE NARAYANAPPA
   AGED ABOUT 21 YEARS,

7. MOHAN,
AGED ABOUT 19 YEARS,
S/O. LATE NARAYANAPPA

R5 TO R7 ARE R/AT
MUTHKURU VILLAGE,
ANUGONDANAHALLI HOBLI,
HOSAKOTE TALUK,
BENGALURU RURAL DISTRICT- 560067

8. G. R. NAGARAJU,
AGED ABOUT 41 YEARS,
S/O. RAMAPPA,
R/AT GANJIGUNTE VILLAGE,
BASHATTAHALLY HOBLI,
SHIDLAGHATTA TALUK,
CHIKKABALLAPURA DISTRICT-562105

9. VANAJA SHASHI,
AGED ABOUT 44 YEARS,
W/O. L. VENUGOPAL,
R/AT GARUDACHAR PALYA MAIN ROAD,
5TH CROSS, MAHADEVAPURA POST,
K.R. PURAM HOBLI,
BENGALURU - 560 048

…RESPONDENTS

(VIDE ORDER DATED 23.11.2026 NOTICE TO RESPONDENTS IS DISPENSED WITH)

THIS WP IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECT THE LEARNED TRIAL SENIOR CIVIL JUDGE AND JMFC, HOSKOTE TO DECIDE THE SUIT IN O.S.1130/2022 EXPEDITIOUSLY WITHOUT GRANTING ANY UNNECESSARY ADJOURNMENTS AND DECIDE THE SAME ON MERITS WITHIN A PERIOD OF SIX MONTHS WITH A DIRECTION TO THE CONTESTING PLAINTIFFS

AND DEFENDANTS TO CO OPERATE WITH THE HON'BLE COURT AND GET THE MATTER TO BE DECIDE ON MERITS WITHIN A SPAN OF SIX MONTHS.

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 present petition is for a direction to the Trial Court to expedite the disposal of O.S. No.1231/2013, subsequently renumbered as O.S. No.1130/2022, pending on the file of Senior Civil Judge and JMFC, Hosakote.

2. Learned counsel appearing for the petitioner submits that the suit, which was instituted in the year 2013, is one for partition. However, even after the lapse of thirteen years, the suit has progressed only to the stage of recording the plaintiff's evidence. It is further submitted that the proceedings have been unnecessarily delayed.

3. Considered the submissions made by learned counsel for the petitioner and perused the material on record.

4. Having regard to the limited nature of the relief sought and the order proposed to be passed, issuance of notice to the respondents is unnecessary. Accordingly, notice is dispensed with.

5. It is evident from the record that the suit, which was instituted in the year 2013 for partition, came to be renumbered as O.S. No.1130/2022 on the file of Senior Civil Judge and JMFC, Hosakote. A perusal of the order sheet placed on record does not disclose any compelling reasons justifying the inordinate delay in the progress of the suit. Further, having regard to the fact that one of the parties has attained the age of 63 years, this Court is inclined to entertain the present petition and issue appropriate directions for expeditious disposal of the suit.

6. In that view of the matter, the following :

O R D E R

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

II. The Trial Court is directed to expedite the ***disposal of*** the suit and conclude the proceedings within an outer limit of one (1) year from the next date of hearing, stated to be 03.12.2026.

Sd/-
(K. V. ARAVIND)
JUDGE

DDU
List No.: 2 Sl No.: 20