HC-KAR

NC: 2026:KHC:65661
WP No. 35898 of 2026

CNR: KAHC010790922026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF NOVEMBER, 2026

BEFORE

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

WRIT PETITION NO. 35898 OF 2026 (GM-CPC)

BETWEEN:

1. MR. U. YESHWARDHAN REDDY,
AGED ABOUT 46 YEARS,
SON OF LATE UL REDDY,
RESIDING AT NO.36,
LAKE SHORE HOMES,
KASAVANAHALLI, OFF SARJAPUR ROAD,
BANGALORE-560-035.

2. MRS. U. ANITHA REDDY,
AGED ABOUT 41 YEARS,
WIFE OF MR. U. YESHWARDHAN REDDY,
RESIDING AT NO.36, LAKE SHORE HOMES,
KASAVANAHALLI, OFF SARJAPUR ROAD,
BANGALORE-560-035
REPRESENTED BY HER GPA HOLDER,
MR. U. YESHWARDHAN REDDY

...PETITIONERS

(BY SRI AJAY RAO, ADVOCATE)

Digitally signed by VIJAYA P
Location: High Court of Karnataka

AND:

1. M/S. PRABHAVATHI GROUP,
REGISTERED UNDER THE
INDIAN PARTNERSHIP ACT, 1932
HAVING ITS REGISTERED OFFICE AT
NO.80, 2ND FLOOR, 1STCROSS,
2ND MAIN, VYSYA BANK GRUHA

NIRMANA SAHAKARA SANGA LAYOUT,
NEAR RELIANCE FRESH,
BTM 2ND STAGE, BANGALORE-560-076
REPRESENTED BY ITS
MANAGING DIRECTOR
MR.B.E, PRAVEEN KUMAR,
AGED ABOUT 33 YEARS,
SON OF MR. B C EKAMBARAM,
NO. 105, 9TH MAIN,
S R NAIDU LAYOUT,
OPP. TO GOLDEN PARK APARTMENTS,
HONGASANDRA,
BANGALORE-560-068

2. MR. S. PREMANAND,
AGED ABOUT 33 YEARS,
RESIDING AT FLAT NO.S-1,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

3. MR. EMMANUEL MATHEW
AGED ABOUT 41 YEARS,
RESIDING AT FLAT NO.S-2,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE,
JALA HOBLI, BANGALORE NORTH TALUK,
BANGALORE - 560 064.

4. MRS. ANCY MATHEW
AGED ABOUT 35 YEARS,
RESIDING AT FLAT NO.S-2,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE,
JALA HOBLI BANGALORE NORTH TALUK,
BANGALORE 560 064

5. MR. T. SRINIVASAN,
AGED ABOUT 41 YEARS,

RESIDING AT FLAT NO.S-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE,
JALA HOBLI BANGALORE NORTH TALUK,
BANGALORE 560 064

6. MRS. S. LAKSHMI,
AGED ABOUT 37 YEARS,
RESIDING AT FLAT NO.S-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

7. MRS. BUNGA JAYAPRADHA,
AGED ABOUT 42 YEARS,
RESIDING AT FLAT NO.S-9,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

8. SGT M. SRINIVAS,
AGED ABOUT 36 YEARS,
RESIDING AT FLAT NO. T-1,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

9. MR.DISWENDUSHEKAR DAS,
AGED ABOUT 42 YEARS,
RESIDING AT FLAT NO. T-3,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE-560 064.

10. CSVN KIRAN,
AGED ABOUT 28 YEARS,

RESIDING AT FLAT NO.T-6,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

11. MRS. ARCHANA R. CHANCHAL,
AGED ABOUT 30 YEARS,
RESIDING AT FLAT NO.T-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

12. MR. RAJESH K. CHANCHAL,
AGED ABOUT 33 YEARS,
RESIDING AT FLAT NO.T-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE,
JALA HOBLI BANGALORE NORTH TALUK,
BANGALORE 560 064

13. MR. SHYAM KARAN KURMI,
AGED ABOUT 48 YEARS,
RESIDING AT FLAT NO.T-8,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064.

14. MR. DHARSHAN RAM P.,
AGED ABOUT 34 YEARS,
RESIDING AT FLAT NO.T-9,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

15. MR. GANJISREENIVASA REDDY,
AGED ABOUT 34 YEARS,

RESIDING AT FLAT NO.G-1,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

16. MR. V. NAGARJUNA REDDY,
AGED ABOUT 35 YEARS,
RESIDING AT FLAT NO.G-6,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

17. MR. C. SRI KRISHNA CHAITANYA,
AGED ABOUT 27 YEARS,
RESIDING AT FLAT NO.G-8,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

18. MR. G. VISHWANATHAN,
AGED ABOUT 46 YEARS,
RESIDING AT FLAT NO.F-3,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

19. MRS. G. SHOBHA,
AGED ABOUT 45 YEARS,
RESIDING AT FLAT NO.F-3,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

20. MR. S. SUBRAMANI,
AGED ABOUT 41 YEARS,

RESIDING AT FLAT NO.F-4,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064.

21. MRS. SHANTI,
AGED ABOUT 40 YEARS,
RESIDING AT FLAT NO.F-4,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

22. VIJAY KUMAR S M,
AGED ABOUT 27 YEARS,
RESIDING AT FLAT NO.F-5,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064.

23. MR. R. ARIVUDAINAMBI,
AGED ABOUT 45 YEARS,
RESIDING AT FLAT NO.F-6,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

24. MRS. N VANAJA,
AGED ABOUT 36 YEARS,
ESIDING AT FLAT NO.F-6,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

25. MRS. PRIYANKA TRIPATHI
AGED ABOUT MAJOR

RESIDING AT FLAT NO.G-2,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

26. MR. RITESH KUMAR
AGED ABOUT MAJOR
RESIDING AT FLAT NO.G-3,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE,
JALA HOBLI BANGALORE NORTH TALUK
BANGALORE - 560 064.

27. MR. D.G. HIREMATH
AGED ABOUT MAJOR
RESIDING AT FLAT NO.G-4,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064.

28. MR. MURALI MOHAN RAJU
AGED ABOUT MAJOR
RESIDING AT FLAT NO.G-5,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

29. MRS. RAMA
AGED ABOUT MAJOR
RESIDING AT FLAT NO.G-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

30. MR. G.S. SRIDHAR
AGED ABOUT MAJOR

RESIDING AT FLAT NO.G-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064.

31. MR. SEETHARAMAN G.S.
AGED ABOUT MAJOR
RESIDING AT FLAT NO.G-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE-560 064

32. MR. J. JAGANATHAN
AGED ABOUT MAJOR
RESIDING AT FLAT NO.G-10,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

33. MR. JAGJITHAN SINGH
AGED ABOUT MAJOR
RESIDING AT FLAT NO.S-3,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

34. MR. SUDHIR KUMAR SINGH
AGED ABOUT MAJOR
RESIDING AT FLAT NO.S-4,
PRABHAVATHI PALM APARTMENTS JALA HOBLI
BANGALORE NORTH TALUK,
KADANGANAHALLI VILLAGE,
BANGALORE 560 064

35. MR. SURESH ARVIND
AGED ABOUT MAJOR

RESIDING AT FLAT NO.S-S,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064.

36. MR. K.K. SAJI
AGED ABOUT MAJOR
RESIDING AT FLAT NO. S-6,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

37. MR. S.K. SHUKLA
AGED ABOUT MAJOR
RESIDING AT FLAT NO.S-8,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

38. MR. VIRENDRA KUMAR
AGED ABOUT MAJOR
RESIDING AT FLAT NO.S-10,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

39. MR. MURALI MOHAN RAJU
AGED ABOUT MAJOR
RESIDING AT FLAT NO.T-2,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

40. MR. GIRISH R.C.
AGED ABOUT MAJOR

RESIDING AT FLAT NO.T-3,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE-560 064.

41. MR. MUALI MOHAN RAJU
AGED ABOUT MAJOR
RESIDING AT FLAT NO.T-S,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

42. MR. N. PURUSHOTAM RAO
AGED ABOUT MAJOR,
RESIDING AT FLAT NO.F-1,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

43. MR. DEVILAL DHAMU
AGED ABOUT MAJOR,
RESIDING AT FLAT NO.F-2,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

44. MR. RAJARAM PREMANAND KAMATH
AGED ABOUT MAJOR,
RESIDING AT FLAT NO.F-7,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064

45. MR. KANCHAN SAH
AGED ABOUT MAJOR,

RESIDING AT FLAT NO.F-8,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE - 560 064

46. MR. ASHOK KUMAR,
AGED ABOUT MAJOR,
RESIDING AT FLAT NO.F-10,
PRABHAVATHI PALM APARTMENTS
KADANGANAHALLI VILLAGE, JALA HOBLI
BANGALORE NORTH TALUK,
BANGALORE 560 064.

…RESPONDENTS

THIS WP IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO DIRECTING THE HON'BLE CIVIL JUDGE SENIOR DIVISION AT DEVANAHALLI CONCLUDE TRIAL AND PASS AN APPROPRIATE JUDGEMENT IN OS NO.325/2017 (AT ANNX-A) IN AN EXPEDITIOUS AND TIMEBOUND MANNER.

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 present petition is filed seeking a limited relief of directing the Trial Court to expedite the disposal of O.S. No.325/2017.

2. Learned counsel appearing for the petitioners submits that the suit has been instituted seeking a declaration and

consequential reliefs. It is further submitted that service of notice on all the respondents/defendants is complete, issues have been framed, and the matter is presently at the stage of commencement of recording of evidence.

3. Considered the submissions made by the learned counsel appearing for the parties and perused the impugned order.

4. Upon an enquiry as to the reasons for the delay in the progress of the suit, learned counsel appearing for the petitioners submits that, since there are 46 defendants, considerable time was consumed in effecting service of summons on them.

5. In the circumstances, it cannot be said that the suit has not progressed reasonably. The time taken by the Trial Court to ensure service of summons on all the defendants cannot be attributed to any inaction on the part of the Court. Nevertheless, having regard to the fact that the suit is of the year 2017, this Court is inclined to direct the Trial Court to expedite its disposal.

6. Accordingly, the following:

O R D E R

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

II. The Trial Court is directed to ***dispose of*** O.S. No.325/2017, pending on the file of the III Additional Senior Civil Judge and JMFC, Devanahalli, within an outer limit of 18 months from today.

Sd/-
(K. V. ARAVIND)
JUDGE

VBS
List No.: 2 Sl No.: 23