IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 9TH DAY OF FEBRUARY, 2024

BEFORE

THE HON'BLE DR. JUSTICE H.B.PRABHAKARA SASTRY

WRIT PETITION NO. 16917 OF 2023 (GM-CPC)

BETWEEN:

1. Goverdhana
   S/o Late Ramaiah,
   Aged about 64 years
   Agriculturist,
   Huskur Village,
   Virgonagar Post,
   Bengaluru East Taluk,
   Bangaluru - 560049

2. Sri Ramanji
   S/o Late Narayanappa
   Aged about 49 years

3. Sri. Nagaraj
   S/o Late Narayanappa
   Aged about 44 years

   Petitioners No.2 and 3 are
   Residents of Bendiganahalli Village,
   Bidarahalli Hobli,
   Virgonagar Post,
   Bengaluru East Taluk,
   Bangaluru

...Petitioners

(By Sri. B.R. Srinivasa Gowda, Advocate)

Digitally signed by BANGALORE MADHAVACHAR VEENA
Location: High Court of Karnataka

And:

1. Rathnamma
   W/o Late Seenappa @ R. Srinivas,
   Aged about 54 years,

2. Balaraj,
   S/o Late Seenappa @ R. Srinivas
   Aged about 37 years,

   The respondents No.1 and 2
   are Residents Of Huskur Village,
   Virgonagar Post,
   Bengaluru East Taluk,
   Bangaluru - 560049

3. Kempanna,
   S/O Late Najundappa,
   Aged About 64 Years

4. Devirappa,
   S/O Late Najundappa,
   Aged About 61 Years

5. Harish,
   S/O Late Najundappa,
   Aged About 39 Years

6. Satish Gowda
   S/O Late Najundappa,
   Aged About 37 Years

   Petitioners No.3 and 6 are
   Residents of Bendiganahalli Village,
   Bidarahalli Hobli,
   Vironagar Post,

Bengaluru East Taluk
Bangaluru

7. Murthy,
S/o Anniyappa,
Aged About 64 Years,
R/ @ Veeranahalli Village,
Vironagar Post,
Bengaluru East Taluk
Bangaluru - 560 049

8. Smt. Maribasamma @ Gowramma
Since Deceased By Sri B.N. Ravikumar
S/o Late Nanjappa,
Aged About 54 Years
R/@ Chiguru Nilaya,
Araleri Main Road,
Janani Layout,
Maluru Post And Taluk,
Kolar District - 563 130

9. B.N. Prashanth
S/o Late Nanjappa,
Aged About 52 Years,
R/@ Boppanahalli,
Huralagere Post,
Kasaba Hobli,
Maalur Taluk,
Kolar District - 563130

10. Puttamadamma
W/o Veeradrappa,
Aged About 81 Years,
R/@ Devasandra Ain Road,
2nd Main Road,
Gangadharachar Layout,
Near Ramadeva Medicals,

Ayyapopanagara,
K.R. Puram,
Bengaluru East Taluk 560 036

11. Channabasappa,
S/o Thotadappa,
Aged About 71 Years
R/@ Paramapoojya
Basaveswara Nilaya,
Site No. 17,
Parvathamma Channabasappa,
Lavanya Swimming Pool Road,
V.V. Extension,
Hoskote - 562 114.

12. Shivanna,
S/o Thotadappa,
Aged About 57 Years,
R/@ Bidarahalli Hobli,
Virgonagar Post,
Bengaluru East Taluk,
Bangaluru

13. Mundoor Gram Panchayath At Mundoor,
Bidarahalli Hobli,
Bengaluru East Taluk,
Bangaluru - 560 049
By its Secretary

…Respondents

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This Writ Petition is filed under Article 227 of the Constitution of India, praying to call for the records and a) pleased to set aside the impugned order passed on I.A.No.IV dated 31.03.2023 in O.S.No.1019/2014 on the file of the Principal Civil Judge Bengaluru Rural District and further allow I.A.No.IV, filed under Order I Rule 10(2) read with Section 151 of the C.P.C.; b) allow this writ petition with cost and grant

such other reliefs as this Court may deem fit under the facts and circumstances of this case, in the interest of justice and equity.

This Writ Petition coming on for Orders, through Physical Hearing/Video Conferencing, this day, the Court made the following:

O R D E R

Learned counsel for the petitioners who is physically present, files a memo, seeking dismissal of this petition as having become infructuous.

2. In view of the memo and the supporting submission, the present writ petition stands dismissed as having become infructuous.

Sd/-
JUDGE

BMV*
List No.: 1 Sl No.: 3