

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU****DATED THIS THE 19TH DAY OF JUNE, 2024****BEFORE****THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI****WRIT PETITION NO. 48341 OF 2012 (GM-FC)****BETWEEN:**

MR. NAVEEN T.K.,
S/O. KRISHNA RAO T.S.,
8-10/14 BALLI COMPOUND,
B-2 CROSS, KODIKAL,
MANGALORE - 575 006.

...PETITIONER

(BY SRI. NAVEEN T K., PARTY IN PERSON)

AND:

1. DR (MRS.) SANGEETHA GAJANAN BHAT,
CURRENTLY WORKING AS CEO
KEA, MYSORE EXHIBITION GROUNDS,
MYSORE.
2. PERMANENT LOK ADALAT,
DISTRICT LEGAL SERVICES AUTHORITY, D.K.
REPRESENTED BY ITS SECRETARY
MANGALORE.

...RESPONDENTS

(BY SRI. G.S. BHAT, ADVOCATE FOR R1;
VIDE ORDER DATED 07.09.2015 NOTICE TO R2 IS
DISPENSED WITH)

THIS W.P. IS FILED UNDER ARTICLES 226 AND 227 OF
THE CONSTITUTION OF INDIA PRAYING TO CALL FOR THE
RECORDS OF THE AWARD DATED 17.10.2007 PASSED BY THE
PERMANENT LOK ADALAT ON THE FILE OF THE PRL. CIVIL





JUDGE [SR.DN.] MANGALORE VIDE ANNEXURE-A, B & C, QUASH THE ORDER PASSED BY PERMANENT LOK ADALAT WHICH IS PRESENTED IN ANNEXURE-B DATED 17.10.2007 IN M.C.NO.67/2007 AND ALSO QUASH THE DECREE PRESENTED AS ANNEXURE-C DATED 17.10.2007 IN M.C. NO.67/2007 AND TO REMAND BACK THE M.C.NO.67 OF 2007 TO THE FAMILY COURT, MANGALORE WITH CLEAR MANDATE TO PROCEED AS PER HINDU MARRIAGE ACT PROCEDURE TO ATTEMPT RECONCILIATION BETWEEN PETITIONER AND RESPONDENT 1 AND FOR FURTHER PROCEEDINGS AND ETC.

THIS PETITION, COMING ON FOR DISMISSAL, THIS DAY, THE COURT MADE THE FOLLOWING:

ORDER

The present Writ Petition is filed by the party in person questioning an award passed by the Legal Services Authority arising out of the proceedings in M.C.No.67/2007 dated 17.10.2007.

2. This matter underwent several adjournments and on several occasions, there was no representation on behalf of the party in person. On 07.12.2012, notice was issued by this Court wherein it was observed that decree was passed on 17.10.2007 and the parties have also acted upon it and the Court do not find merits in it. The petitioner/party in person submits that if notice is issued to respondent No.1 there is a possibility of reconciliation. In view of the same, notice was



issued and thereafter on several occasions, there is no representation on behalf of the party in person. On 10.06.2024 also, there was no representation on behalf of the party in person and the matter was directed to be listed today. Today also, there is no representation on behalf of the party in person. This Writ Petition is of the year 2012. This Court has perused the entire material on record. The undisputed facts in this case are that the parties have filed the M.C. petition seeking divorce and thereafter at their request, the matter was referred to Lok Adalath and the Lok Adalath had passed an award by dissolving the marriage between the parties on 17.10.2007. The wife had filed a criminal case against the husband. The petition filed by the husband under Section 482 of CrPC. On the consent of the parties, the same came to be quashed. Now, 5 years after passing of the award, the present Writ Petition is filed seeking a prayer to set aside the said award. The grounds that are raised by the petitioner are that the Court below ought not to have send this matter to the Legal Services Authority and further petitioner is optimistic that his Vitilogo, which is now increasing at very fast rate, may come down if he gets love, care and affection of his wife and son.



Further, he has submitted with regard to the manner in which the matter was referred to Lok Adalath and what is the scope of Section 19(5) of Legal Services Authority and several grounds are raised and several judgments are filed before this Court. Unfortunately, the petitioner had not taken any ground with regard to the fraud, coercion or any other ground. Why an award passed by the Legal Services Authority which was acted upon has to be set aside. No grounds raised by the party in person. The grounds that are raised, has no legal significance and on such grounds petition filed under Article 227 of Constitution of India is not maintainable. It is more or less looks like an afterthought of the party in person and that cannot be a ground to set aside the award passed by the Legal Services Authority.

3. Learned counsel for the respondent submits that the parties are staying separately from last 17 years and the son who was born on 06.08.2003 is also an adult now. These proceedings are nothing but harassment to the wife.

4. Having heard the learned counsel for the respondent, perused the entire material on record. This Court is of the



considered opinion that the Writ Petition on these grounds against an award passed by the Lok Adalath cannot be entertained and on these kind of afterthought and without any basis, if petitions are entertained to set aside the award, then there will be no end to the litigation. Hence, this Court finds no merits in the Writ Petition.

ORDER

- i. Accordingly, the Writ Petition is dismissed. All the pending I.As are disposed of.

**SD/-
JUDGE**

BN
List No.: 1 Sl No.: 12