



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF APRIL, 2025

BEFORE

THE HON'BLE MR JUSTICE H.T. NARENDRA PRASAD

WRIT PETITION NO. 7404 OF 2025 (GM-CPC)

BETWEEN:

SRI M. VISHWANATH
S/O. LATE MUNIYAPPA,
AGED ABOUT 48 YEARS,
R/AT DANOJIPALYA VILLAGE,
KASABA HOBLI,
NELAMANGALA TALUK,
BENGALURU RURAL DISTRICT,
KARNATAKA - 562 123.

...PETITIONER

(BY SRI. JAYARAJ D. S., ADV. AND
SRI SANDESH C.R., ADV.)

AND:

LATE HANUMANTHARAYAPPA
S/O LATE ANJINAPPA
SINCE DEAD REP. BY HIS LR'S

1. SMT. LAKKAMMA
W/O. LATE HANUMANTHARAYAPPA,
AGED ABOUT 51 YEARS,
RESIDING AT NO.227,
DASANAPURA VILLAGE,
DASANAPURA HOBLI,
BENGALURU NORTH TALUK,
BENGALURU URBAN DISTRICT,
KARNATAKA - 562 162.





2. SMT. MANGALA,
D/O. LATE HANUMANTHARAYAPPA,
W/O. SRINIVAS
AGED ABOUT 39 YEARS,
R/AT TORENAGASANDRA VILLAGE,
DASANAPURA VILLAGE,
DASANAPURA HOBLI,
BENGALURU NORTH TALUK,
BENGALURU URBAN DISTRICT,
KARNATAKA - 562 162.
3. SRI ANJANAMURTHY H.
S/O. LATE HANUMANTHARAYAPPA,
AGED ABOUT 31 YEARS,
R/AT NO.227, DASANAPURA VILLAGE,
DASANAPURA HOBLI,
BENGALURU NORTH TALUK,
BENGALURU URBAN DISTRICT,
KARNATAKA-562 162.
4. SMT. HANUMAKKA,
W/O. LATE HANUMANTHAIHAH
@ GOPAIAH,
AGED ABOUT 68 YEARS
5. SMT. SIDDAMMA,
D/O. LATE HANUMANTHAIHAH
@ GOPAIAH,
AGED ABOUT 48 YEARS

LATE HANUMANTHARAYAPPA
S/O. LATE HANUMANTHAIHAH
@ GOPAIAH,
SINCE DEAD REP. BY HIS LR'S
6. SMT. LAKSHMI,
D/O. LATE HANUMANTHARAYAPPA,
AGED ABOUT 37 YEARS
7. SMT. GANGAWATHI,
D/O. LATE HANUMANTHARAYAPPA,
AGED ABOUT 35 YEARS



8. SMT. RAJAMMA,
D/O. LATE HANUMANTHARAYAPPA,
AGED ABOUT 33 YEARS

RESPONDENT NOS. 4 TO 8 ARE
R/AT HONNENAHALLI VILLAGE,
SOMAPURA HOBLI,
NELAMANGALA TALUK,
BENGALURU RURAL DISTRICT,
KARNATAKA-562 111.

9. SMT. GANGAMMA,
D/O. LATE HANUMANTHAIHAH @ GOPAIAH,
AGED ABOUT 45 YEARS

10. SRI. RAJANNA,
D/O. LATE HANUMANTHAIHAH @ GOPAIAH,
AGED ABOUT 44 YEARS

11. SRI. DASAPPA,
S/O. LATE HANUMANTHAIHAH @ GOPAIAH,
AGED ABOUT 43 YEARS

12. SMT. DODAMMA,
D/O. LATE HANUMANTHAIHAH @ GOPAIAH,
AGED ABOUT 40 YEARS

13. SMT. SAKAMMA,
S/O. LATE HANUMANTHAIHAH @ GOPAIAH,
AGED ABOUT 39 YEARS

RESPONDENT NOS.9 TO 13 ARE
R/AT HONNENAHALLI VILLAGE,
SOMAPURA HOBLI,
NELAMANGALA TALUK,
BANGALORE RURAL DISTRICT,
KARNATAKA-562 111.

...RESPONDENTS

THIS PETITION IS FILED UNDER ARTICLE 227 OF THE
CONSTITUTION OF INDIA, PRAYING TO CALL FOR RECORDS IN



O.S. NO.85/2016 PENDING CONSIDERATION BEFORE THE SENIOR CIVIL JUDGE AND JMFC, NELAMANGALA VIDE ANNEXURE-A1 AND QUASH THE IMPUGNED ORDER DATED 04.03.2025 PASSED BY THE COURT OF SENIOR CIVIL JUDGE AND JMFC, NELAMANGALA IN DISMISSING THE INTERLOCUTORY APPLICATION IN IA NO.4 FILED UNDER ORDER 1 RULE 10(2) OF CPC 1908 BY THE IMPLEADING APPLICANT-PETITIONER SEEKING TO IMPLEAD HIMSELF AS DEFENDANT NO.9 IN O. S. NO.85/2016 VIDE ANNEXURE-A1 AND CONSEQUENTLY, TO ALLOW THE SAID IA NO.4 VIDE ANNEXURE-A.

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

CORAM: HON'BLE MR JUSTICE H.T. NARENDRA PRASAD

ORAL ORDER

Learned counsel for the petitioner files a memo dated 24.04.2025 seeking leave of the Court to withdraw the writ petition.

Memo is placed on record.

The writ petition is dismissed as withdrawn.

**Sd/-
(H.T. NARENDRA PRASAD)
JUDGE**

MPK
CT:bms
List No.: 1 Sl No.: 28