HC-KAR
CNR: KAHC010680482026

NC: 2026:KHC:55203
RPFC No. 275 of 2026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 5TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

REV.PET FAMILY COURT NO. 275 OF 2026

BETWEEN:

SRI M VENKATESH
S/O THIMMAPPA BHAJANTRI,
AGED ABOUT 51 YEARS,
RESIDING AT KAKKARAGOLLA VILLAGE,
DAVANAGERE - 577589.

...PETITIONER

(BY SRI. ARJUN J S., ADVOCATE)

AND:

Digitally signed by SUVARNA T
Location: HIGH COURT OF KARNATAKA

SMT YELLAMMA
W/O SRI M. VENKATESH
AGED ABOUT 47 YEARS,
R/AT C/O KORMARA THIMMAPPA,
KAKKARAGOLLA VILLAGE,
DAVANAGERE DISTRICT 577589.

...RESPONDENT

THIS RPFC IS FILED UNDER SEC.19(4) OF THE FAMILY COURTS ACT., PRAYING TO SET ASIDE THE IMPUGNED ORDER DATED.12.01.2022 PASSED IN CRL. MISC.84/2013 ON THE FILE OF THE FAMILY COURT, DAVANAGERE, TOGETHER WITH ALL CONSEQUENTIAL COERCIVE ORDERS AND PROCEEDINGS

ARISING THEREFROM; CONSEQUENTLY DISMISS CRIMINAL MISCELLANEOUS NO.84 OF 2013 INSOFAR AS IT SEEKS RECOVERY BARRED BY THE FIRST PROVISO TO SECTION 125(3) CR.P.C., DUPLICATE RECOVERY, OR RECOVERY WITHOUT GIVING FULL CREDIT AND SET OFF FOR AMOUNTS PAID, REALISED OR SECURED UNDER THE COMMON JUDGMENT AND DECREE DATED 29.08.2003; IN THE ALTERNATIVE, AND WITHOUT PREJUDICE TO PRAYER(C) ABOVE, REMAND CRIMINAL MISCELLANEOUS NO.84 OF 2013 TO THE FAMILY COURT AT DAVANAGERE FOR FRESH DISPOSAL IN ACCORDANCE WITH LAW, AFTER AFFORDING THE PETITIONER AN OPPORTUNUTY TO FILE OBJECTIONS AND AFTER MONTH WISE RECONCILIATION OF THE ARREARS AGAINST AMOUNTS ALREADY REALISED/SECURED UNDER THE COMMON JUDGMENT AND DECREE DATED 29.08.2003; PENDING DISPOSAL OF THIS REVISION PETITION, STAY ALL FURTHER AND COERCIVE PROCEEDINGS, INCLUDING ISSUANCE/EXECUTION OF WARRANT, ATTACHMENT AND ORDER OF IMPRISONMENT, IN CRIMINAL MISCELLANEOUS NO.84/2013.

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

CORAM: HON'BLE SMT. JUSTICE LALITHA KANNEGANTI

ORAL ORDER

The office has raised an objection regarding the maintainability of the RPFC, as it is directed against an interlocutory order.

2. The office objection with regard to maintainability is sustained, and the petitioner is permitted to convert the RPFC into a writ petition.

3. Accordingly, the RPFC is ***disposed of*** for statistical purpose.

4. All pending IA's in this petition shall stand closed.

SD/-
(LALITHA KANNEGANTI)
JUDGE

SSB
List No.: 1 Sl No.: 30