



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF FEBRUARY, 2026

PRESENT

THE HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE C.M. POONACHA

MISCELLANEOUS FIRST APPEAL NO. 8029 OF 2025 (AA)

BETWEEN:

1. M/S SKYTOP BUILDERS PVT. LTD.
NO. 175, 6TH CROSS
GANDHINAGAR
BENGALURU - 560 009
REPRESENTED BY ITS
MANAGING DIRECTOR
SRI B.L. NAGENDRA PRASAD
2. SRI B.L. NAGENDRA PRASAD
MANAGING DIRECTOR OF
M/S. SKYTOP BUILDERS PVT. LTD.
BENGALURU - 560 009

...APPELLANTS

(BY SRI K.G. SADASHIVAIAH, ADVOCATE)

AND:

1. M/S. BEML EMPLOYEES COOPERATIVE SOCIETY LTD
C/O BEML LTD., BENGALURU COMPLEX
NEW THIPPASANDRA POST
BENGALURU - 560 075
REPRESENTED BY ITS
PRESIDENT
SRI D.M. NAGESH

...RESPONDENT





THIS MFA IS FILED UNDER SECTION 37(1)(c) OF THE ARBITRATION AND CONCILIATION ACT, 1996 PRAYING SET ASIDE THE IMPUGNED JUDGEMENT DATED 28.02.2022 PASSED BY THE LEARNED LXXXII ADDITIONAL CITY CIVIL AND SESSIONS JUDGE, BENGALURU CCH-83, IN COM.A.S. No.32/2018 AND GRANT SUCH OTHER RELIEF AS THIS HON'BLE COURT DEEMS FIT TO GRANT UNDER THE CIRCUMSTANCES OF THE CASE.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE
and
HON'BLE MR. JUSTICE C.M. POONACHA

ORAL JUDGMENT

(PER: HON'BLE MR. VIBHU BAKHRU, CHIEF JUSTICE)

1. The learned counsel for the appellants seeks liberty to amend the nomenclature of the present appeal, that is, from Miscellaneous First Appeal to Commercial Appeal, in view of the objection raised by the Registry.
2. The appellant is granted liberty as sought for.



**NC: 2026:KHC:6991-DB
MFA No. 8029 of 2025**

3. The present appeal-MFA No.8029/2025 is disposed of for statistical purpose. The Commercial Appeal so converted be listed on 24.02.2026.

**Sd/-
(VIBHU BAKHRU)
CHIEF JUSTICE**

**Sd/-
(C.M. POONACHA)
JUDGE**

KPS
List No.: 2 Sl No.: 22