



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 11TH DAY OF APRIL, 2023

BEFORE

THE HON'BLE MR JUSTICE SREENIVAS HARISH KUMAR

WRIT PETITION NO. 14069 OF 2022 (GM-CPC)

Between:

Smart Owner Services India Private Limited
A Company Incorporated under the
Provisions of Companies Act, 1956
Having its registered office at
8th Floor, Delta Block, Sigma Tech Park
Varthur Whitefield Main Road,
Bengaluru - 560066
Rep. by its Authorized Signatory
Pramod Kushalappa

...Petitioner

(By Smart Owner Services India Private Limited
Represented by its Authorized Signatory
Pramod Kushalappa - Absent)

And:

1. Silver Stream Developers Private Limited
A Company incorporated under the
Provisions of Companies Act, 2013
Having its registered office at
Embassy Diamante Level 3 and 4
34 Vittal Mallya Road, Bengaluru - 560001
Rep. by its Authorized Signatory
2. Regal Dwellings Private Limited
A Company incorporated under the
Provisions of Companies Act, 1956
Having its registered office at
Embassy Diamante Level 3 and 4





34 Vittal Mallya Road, Bengaluru - 560001
Rep. by its Authorized Signatory

3. Pinehill Properties Private Limited
A Company incorporated under the
Provisions of Companies Act, 1956
Having its registered office at
Embassy Diamante Level 3 and 4
34 Vittal Mallya Road, Bengaluru - 560001
Rep. by its Authorized Signatory
4. Imperial Dwellings Private Limited
A Company incorporated under the
Provisions of Companies Act, 2013
Having its registered office at
Embassy Diamante Level 3 and 4
34 Vittal Mallya Road, Bengaluru - 560001
Rep. by its Authorized Signatory
5. Oaktree Properties Private Limited
A Company incorporated under the
Provisions of Companies Act, 2013
Having its registered office at
Embassy Diamante Level 3 and 4
34 Vittal Mallya Road, Bengaluru - 560001
Rep. by its Authorized Signatory
6. Downey Properties Private Limited
A Company incorporated under the
Provisions of Companies Act, 2013
Having its registered office at
8th Floor, Delta Block, Sigma Tech Park
Varthur Whitefield Main Road, Bengaluru - 560066
Rep. by its Authorized Signatory
7. Everett Properties Private Limited
A Company incorporated under the
Provisions of Companies Act, 2013
Having its registered office at
8th Floor, Delta Block, Sigma Tech Park
Varthur Whitefield Main Road, Bengaluru - 560066
Rep. by its Authorized Signatory



8. Shri Balasubramani Velayutham
S/o. P.K.Velayutham
Aged about Major
Occupation: Former Business Head at
Petitioner no.1 Company
R/o. Aishwarya Amaze, D004
Devarachikkanahalli Main Road
Bommanahalli, Bengaluru – 560076
9. Shri Rajiv M.Kore
S/o. M.D.Mahesh
Aged about Major
R/o. 10, 4th Cross, Guddadahalli Main Road,
Hebbal, Bengaluru - 560032
Permanent Address. No.7, 2nd Main,
8th Cross, Near Jawa Factory
Yadavgi, Mysore – 570020
10. Smt. Poornima Palanisamy
W/o. Balasubramani Velayutham
Aged about Major
R/o. Aishwarya Amaze, D004
Devarachikkanahalli Main Road
Bommanahalli, Bengaluru – 560076
11. Smt. Rajeswari V.,
W/o. P.K.Velayutham
Aged about Major
R/o. Aishwarya Amaze, D004
Devarachikkanahalli Main Road
Bommanahalli, Bengaluru – 560076
12. Shri M.D.Mahesh
S/o. B.R.Devarao
Aged about Major
R/o. 10, 4th Cross, Guddadahalli Main Road,
Hebbal, Bengaluru - 560032
Permanent Address. No.7, 2nd Main,
8th Cross, Near Jawa Factory
Yadavgi, Mysore – 570020



13. P.K.Velayutham
S/o. Kandasamy Mudaliyar
Aged about Major
R/o. Aishwarya Amaze, D004
Devarachikkanahalli Main Road
Bommanahalli, Bengaluru – 560076
14. A.Gokul Krishnan
S/o. K.Ayyavoo
Aged about Major
R/o. 1/3, Jeddah Street Abqaiq Road
2nd Industrial City Damman
Al Khobar 31952 Saudi Arabia
15. V.Narmadha
D/o. P.K.Velayutham
Aged about Major
R/o. 84/4 Sivapuram Villarasampatti
Erode, Tamil Nadu - 638 107

...Respondents

(By Sri Akarsh Kumar Gowda, Advocate R10, R11, R13;
R2 to R9, R12 and R15 are served)

This Writ Petition is filed under Article 227 of the Constitution of India, praying to set aside the order dated 13.07.2022 (Annexure-E) passed by the Learned Principal Civil Judge, Bengaluru Rural, Bengaluru in O.S.No.895/2022 by not considering I.A.No.1 and 2 filed under Order XXXIX Rules 1 and 2 of CPC so far as it pertains to non-granting of ex-parte temporary injunction against R1 to R4 and etc.

This Writ Petition coming on for **orders**, this day, the court made the following:



ORDER

Petitioner is absent and the respondent's counsel is present. The order sheet dated 9.3.2023 shows that learned advocate Sri. Shivaprasad Shantanagoudar was permitted to retire from the case and since then the petitioner has not made any arrangement to engage another counsel. Nobody appears on behalf of the petitioner. Therefore writ petition is dismissed.

**Sd/-
JUDGE**

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List No.: 2 SI No.: 2