

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 29<sup>TH</sup> DAY OF APRIL, 2025**

**PRESENT**

**THE HON'BLE MR.N.V.ANJARIA CHIEF JUSTICE**

**AND**

**THE HON'BLE MR. JUSTICE K.V.ARAVIND**

**WRIT APPEAL NO. 1499/2024 (GM-RES)**

**BETWEEN**

- 1 . M/S NESTOYA HOMES PVT LTD  
A COMPANY REGISTERED UNDER THE  
PROVISIONS OF COMPANIES ACT, 2013  
HAVING THEIR REGISTERED OFFICE AT NO. 589,  
1<sup>st</sup> FLOOR, C BLOCK, AECS LAYOUT MAIN ROAD,  
KUNDANAHALLI, BENGALURU 560037  
REPRESENTED BY ITS AUTHORISED SIGNATORY  
MR. VIJAY KUMAR R

... APPELLANT/S

(BY SRI./SMT.: VIJAY BELAVADI AND MANOJ.M , ADVOCATES)

**AND:**

- 1 . M/S ORCHIDS ELITS DEVELOPMENTS PVT LTD  
( FORMERLY KNOWN AS PRISHA PROPERTIES PVT LTD., )  
HAVING THEIR REGISTERED OFFICE AT NO. 820, 80,  
8<sup>TH</sup> BLOCK, KORAMANGALA BENGALURU 560095.
- 2 . M/S HANGING GARDENS NAGAWARA FLAT OWNERS  
CO -OPEARATIVE SOCIETIES LTD.,  
HAVING THEIR REGISTERED OFFICE AT KHATA

NO. 312/77/2/1, WARD NO.23, NAGAWARA VILLAGE,  
BENGALURU 562 108  
REPRESENTED BY ITS AUTHORISED SIGNATORY

...RESPONDENT/S

(BY SRI./SMT.:H.N.;VASUDEVAN AND A.N. SOME GOWDA  
ADVOCATES FOR C/R-2 IN CP-17510/2024)

THIS WRIT APPEAL IS FILED U/S 4 OF THE KARNATAKA HIGH COURT ACT PRAYING TO A. SET ASIDE THE IMPUGNED ORDER DATED 05.07.2024 PASSED BY THE HON'BLE SINGLE JUDGE BENCH OF THIS HON'BLE COURT (ANNEXURE-A ) AND ALLOW THE WRIT PETITION AND ETC.,

THIS WRIT APPEAL COMING ON FOR ORDERS ON THIS DAY THE COURT MADE THE FOLLOWING ORDER.

CORAM: HON'BLE THE CHIEF JUSTICE MR.JUSTICE N.V.ANJARIA  
AND  
HON'BLE MR.JUSTICE K.V.ARAVIND

**ORAL ORDER**

(PER: HON'BLE THE CHIEF JUSTICE  
MR.JUSTICE N.V.ANJARIA)

Three weeks' time is granted to remove the office objections, failing which, the appeal shall stand dismissed automatically without reference to or order of the Court.

In the event the office objections are complied with, the appeal shall be listed on 07.07.2025.

**Sd/-  
(N.V.ANJARIA)  
CHIEF JUSTICE**

**Sd/-  
(K.V.ARAVIND)  
JUDGE**

TYPED BY : SK  
CASE WORKER : SS  
COMPARED BY : SS

COPY  
Sd/-  
ASSISTANT REGISTRAR