



CNR: KAHC010137392019

NC: 2026:KHC:46273
RSA No. 983 of 2019

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 25TH DAY OF AUGUST, 2026

BEFORE

THE HON'BLE MR. JUSTICE V SRISHANANDA

REGULAR SECOND APPEAL NO. 983 OF 2019 (PAR)

BETWEEN:

1. MANJUNATHA SWAMY
S/O GOWRAIAH,
AGED ABOUT 44 YEARS,
2. SHANTHAMURTHY
S/O GOWRAIAH,
AGED ABOUT 42 YEARS,

BOTH ARE AGRICULTURIST
AND GOVERNMENT OFFICIALS,
R/O GUDDADANERALEKERE VILLAGE,
MATHODU HOBLI-577 527
HOSADURGA TALUK.

...APPELLANTS

Digitally
signed by
MALATESH
K C

Location: (BY SRI. M R SHALAMALA, ADVOCATE)
HIGH
COURT OF
KARNATAKA

AND:

1. MALLIKARJUNAIAH
S/O PARVATHAIAH,
AGED ABOUT 68 YEARS,
AGRICULTURIST
R/O SIDDAGONDANAHALLY VILLAGE,



NC: 2026:KHC:46273
RSA No. 983 of 2019

CNR: KAHC010137392019

MATHODU HOBLI-577 527
HOSADURGA TALUK.

2. ANNAIAH MURTHY
S/O GOWRAIAH,
AGED ABOUT 72 YEARS,
AGRICULTURIST,
AGRICULTURIST
R/O GUDDADANERALEKERE VILLAGE,
MATHODU HOBLI-577 527
HOSADURGA TALUK.
3. SMT.DEVARAJAMMA
D/O LATE PARVATHAIAH,
W/O SOMSHEKHARAIAH,
AGED ABOUT 68 YEARS,
R/O SJM LAYOUT,
HOSADURGA TOWN-577 527.

...RESPONDENTS

(BY SRI.K.NARAYANA SWAMY ADVOCATE FOR R-2,
APPEAL AGAINST R-2 IS DISMISSED AS ABATED
VIDE ORDER DATED 21.07.2026,
RESPONDENT NOS.1 AND 3 ARE SERVED)

THIS RSA IS FILED U/S.100 OF CPC 1908 AGAINST THE
JUDGMENT AND DECREE DATED 04.02.2019, PASSED IN
RA.NO.130/2016 (OLD RA.NO.11/2014), ON THE FILE OF THE
SENIOR CIVIL JUDGE AND JMFC, HOSADURGA, DISMISSING
THE APPEAL AND CONFIRMING THE JUDGMENT AND DECREE
DATED 08.11.2013, PASSED IN OS.NO.20/2009, ON THE FILE
OF THE ADDL.CIVIL JUDGE AND JMFC, HOSADURGA.



CNR: KAHC010137392019

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

CORAM: HON'BLE MR. JUSTICE V SRISHANANDA

ORAL ORDER

The learned counsel for the appellants Sri.M.R.Shalamala has been permitted to retire from the case and thereafter, by way of abundant caution, this Court issued Court notice to the appellants, which was duly served on appellant Nos.1 and 2.

Appellant Nos.1 and 2 called out. Absent.

Left with no alternative, the appeal stands ***dismissed*** for non-prosecution.

**Sd/-
(V SRISHANANDA)
JUDGE**

BK
List No.: 1 Sl No.: 4