



CRL.A No. 1839 of 2021
NC: 2024:KHC:1777

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 12TH DAY OF JANUARY, 2024

BEFORE

THE HON'BLE MS JUSTICE J.M.KHAZI

CRIMINAL APPEAL NO.1839 OF 2021

BETWEEN:

SRI K SHRIKANTHA RAO
S/O LATE K HARIRAMAKRISHNA RAO,
AGED ABOUT 69 YEARS,
RESIDING AT KAIVALYA NO.3/1
2ND MAIN ROAD, 4TH BLOCK, THYAGARAJANAGAR
BENGALURU - 560 028
REP BY HIS GPA HOLDER
SRI V BALAKRISHNA RAO
S/O LATE R VENKATA RAO
RESIDING AT NO.75, RESHMENAGAR
ADITHYA EXTENSION OF KANAKAPURA ROAD
BENGALURU - 560 062

...APPELLANT

(BY SRI. MITHUN G A, ADVOCATE)

AND:

SRI M RAGHAVENDRA RAO M
S/O LATE NARAYANA RAO,
AGED ABOUT 71 YEARS,
R/AT MANANJE HOUSE, KAMALASHILE,
KUNDAPUR TALUK, UDUPI DISTRICT

...RESPONDENT

THIS CRL.A. IS FILED UNDER SECTION 378(4) OF CR.P.C
PRAYING TO a) SET ASIDE THE JUDGMENT AND ORDER OF
ACQUITTAL DATED 28.09.2021 PASSED BY THE LEARNED LV
ADDITIONAL CITY CIVIL AND SESSIONS JUDGE BENGALURU
(CCH-56) IN CRL.A.NO.2285/2019 AND CONVICT THE
RESPONDENT/ACCUSED FOR THE OFFENCE PUNISHABLE
UNDER SECTION 138 OF NI ACT, 1881, BY ALLOWING THE
ABOVE CRIMINAL APPEAL; AND b) GRANT SUCH OTHER
RELIEF/S AS THIS HON'BLE COURT DEEMED FIT TO GRANT

Digitally
signed by
REKHA R
Location: High
Court of
Karnataka



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UNDER THE FACTS AND CIRCUMSTANCES OF THE CASE, IN THE INTEREST OF JUSTICE AND EQUITY.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, THE COURT DELIVERED THE FOLLOWING:

JUDGMENT

Learned counsel for appellant seek for short accommodation.

2. Vide order dated 15.09.2022, a conditional order was passed granting two days time to remove the office objections, failing which the appeal shall stand dismissed automatically.

3. The matter is coming for 5th time for non compliance of office objections. Despite granting several adjournments, the office objections are not complied with. It appears appellant is not interested in prosecuting the appeal.

Hence, appeal is dismissed for default.

Sd/-
JUDGE

RR
List No.: 1 Sl No.: 26