IN THE HIGH COURT OF KARNATAKA,

DHARWAD BENCH, DHARWAD

DATED THIS 25th DAY OF JUNE, 2024

BEFORE

HON'BLE MR. JUSTICE C M POONACHA

RSA NO 100757/2023

BETWEEN:

1 . SRI. SHIVANAND S/O. SHIVABASAPPA TALAWAR
AGE: 36 YEARS, OCC: AGRICULTURE
R/O. SANIKOPPA-591125,
TAL. BAILHONGAL, DIST. BELAGAVI

2 . SRI. MANJUNATH S/O. BASAPPA TALAWAR
AGE: 27 YEARS, OCC: AGRICULTURE
R/O. SANIKOPPA-591125,
TAL. BAILHONGAL, DIST. BELAGAVI

3 . SMT. RATNAWWA W/O. BASAPPA TALAWAR
AGE: 56 YEARS, OCC: HOUSEHOLD WORK
R/O. SANIKOPPA-591125,
TAL. BAILHONGAL, DIST. BELAGAVI

... APPELLANTS

(By Sri. CHETAN MUNNOLI, ADVOCATE FOR APPEALLANTS)

AND

1 . SRI. BASAVARAJ S/O. DEVENDRAPPA BELLIKATTI
AGE: 48 YEARS, OCC: COOLIE
R/O. SANIKOPPA -591125,
TAL. BAILHONGAL, DIST. BELAGAVI

2 . SMT. SADEWWA W/O. YAMANAPPA ILLIGER
AGE: 60 YEARS, OCC: COOLIE
R/O. SAMPAGAON -591125,
TAL. BAILHONGAL,
DIST. BELAGAVI

...RESPONDENTS

RSA FILED UNDER SECTION 100 OF CPC, PRAYING TO,

A. CALL FOR THE RECORDS.

B. SET ASIDE THE JUDGMENT AND DECREE DATED 01.10.2022 PASSED IN RA. NO. 24/2021 ON THE FILE OF THE SENIOR CIVIL JUDGE, BAILHONGAL IN CONFIRMING THE JUDGMENT AND DECREE DATED 22.04.2021 PASSED IN OS NO. 302/2012 ON THE FILE OF THE PRINCIPAL CIVIL JUDGE AND JUDICIAL MAGISTRATE FIRST CLASS, BAILHONGAL AND ALLOW THE APPEAL WITH COST.

THIS APPEAL COMING ON FOR ORDERS THIS DAY, THE COURT MADE THE FOLLOWING;

O R D E R

"Learned counsel for the appellants seeks for further time to comply with the office objections.

It is forthcoming that, this Court vide Order dated 25.03.2024 granted six weeks time failing which, the appeal would stands dismissed.

Having regard to the Order dated 25.03.2024, the appeal is required to be dismissed. However, in view of the plea made by the counsel for the appellants, a week time is granted subject to the appellant paying cost of Rs. 1,000/- to the Advocates Library Fund, High Court of Karnataka, Dharwad Bench, Dharwad, making it clear that, if the cost is not paid and the office

objections are not complied within one week, the above appeal shall automatically stands dismissed without further reference to the Bench."

SD/-
JUDGE

//COPY//

Note:- As per endorsement made in the order sheet dated 25.09.2024. Advocate for the appellant has not complied with the office objections at SI No. 1 to 11. And has not filed the cost memo a/w cost paid receipt. Hence, this RSA No. 100757/2023 stand dismissed without further reference to the Bench as per the Court Order dated 25.06.2024.

SD/-
ASSISTANT REGISTRAR.

R- By:-jm
C- By:-vt
T- By: -psl