NC: 2025:KHC:2195
RFA No. 390 of 2023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 20TH DAY OF JANUARY, 2025

BEFORE

THE HON'BLE MS. JUSTICE JYOTI MULIMANI

REGULAR FIRST APPEAL NO. 390 OF 2023 (INJ)

BETWEEN:

SRI BHARATHA REDDY.J
S/O JAYARAMA REDDY,
AGED ABOUT 75 YEARS,
R/AT NO.15, 1ST MAIN ROAD,
1ST CROSS, BHUVANESHWARI NAGAR,
N.G.E.F. LAYOUT,
SRI C.V.RAMAN NAGAR POST,
BENGALURU-560 093.

...APPELLANT
(BY SRI. JOSHI VITHAL VISHNUPANTH., ADVOCATE [ABSENT])

AND:

SRI. UMESH K G
S/O GANGAIAH,
AGED ABOUT 40 YEARS,
R/AT NO. 160X,
YELLAMMA TEMPLE ROAD,
NAGAVARAPALYA,
BENGALURU -560 093.

...RESPONDENT
(BY SRI. CHANDRANATH ARIGA.K., ADVOCATE)

Digitally signed by PREMCHANDRA M R
Location: High Court of Karnataka

THIS REGULAR FIRST APPEAL IS FILED UNDER SECTION 96 OF THE CPC, 1908.

THIS REGULAR FIRST APPEAL IS LISTED FOR DISMISSAL, THIS DAY, AN ORDER IS MADE AS UNDER:

ORAL ORDER

When the case is called, the appellant is not represented. When the case is listed and is called out, the advocate must be present. His absence may affect the case.

As could be seen from the daily order sheet, the appeal was listed before Registrar (P & H) on several dates and sufficient time was granted to comply with the office objections. Again the appeal was listed on 06.01.2025, on that day, finally a week's time was granted to comply with the office objections, failing which the office was directed to list the appeal under the caption 'for dismissal of appeal for non-compliance of office objections' on 20.01.2025.

The appeal is listed today under the caption 'for dismissal of appeal for non-compliance of office objections'. Despite granting sufficient time, the appellant has not complied with the office objections. It appears that the appellant is not interested in prosecuting the appeal. In view of peremptory order dated 06.01.2025, the appeal is ***dismissed*** for non-prosecution and also for non-compliance of office objections.

Sd/-
(JYOTI MULIMANI)
JUDGE

MRP
List No.: 1 Sl No.: 28