NC: 2025:KHC:2092
RFA No. 729 of 2018

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF JANUARY, 2025

BEFORE

THE HON'BLE MS. JUSTICE JYOTI MULIMANI

REGULAR FIRST APPEAL NO. 729 OF 2018

BETWEEN:

P.THAMMAYANNA BY HIS LR'S
S/O LATE PACHAPPA,
1(a) SMT. MADAMMA.B
W/O LATE THAMMAIANNA,
AGED ABOUT 79 YEARS,
RESIDING AT NO.24, 8TH CROSS,
JAKKASANDRA ROAD, MALLESHWARAM,
BANGALORE-560 003.

1(b) SRI RAMACHANDRA
S/O LATE THAMMAIANNA,
AGED ABOUT 48 YEARS,
RESIDING AT NO.24, 8TH CROSS,
JAKKASANDRA ROAD, MALLESHWARAM,
BANGALORE-560 003.

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

1(c) SMT. PRAMEELA
W/O B.SRINIVASAN,
D/O LATE THAMMAIANNA,
AGED ABOUT 44 YEARS,
RESIDING AT NO.64, "ELZA ENCLAVE",
CAUVERY NAGAR, VADDARAPALYA,
AGRA MAIN ROAD,
BANGALORE-560 043.

1(d) KUMARI
D/O LATE THAMMAIANNA,
AGED ABOUT 39 YEARS,
RESIDING AT NO.24, 8TH CROSS,

JAKKASANDRA ROAD,
MALLESHWARAM,
BANGALORE-560 003.

…APPELLANTS

(BY SRI. B SRINIVAS., ADVOCATE [ABSENT])

AND:

1. SRI RAMAREDDY
HINDU, MAJOR,
MANAGING PARTNER,
PADMANABHA BRICK WORKS,
ULSOOR, BANGALURU.

2. M/S. PADMANABHA BRICK WORKS,
BY ITS MANAGING PARTNER,
SRI K.BALAKRISHNA REDDY,
HAVING ITS FACTORY AND OFFICE,
AT KUNDALAHALLI VILLAGE,
DODDANEKKUNDI POST,
BENGALURU-560 037.

3. M/S KARNATAKA STATE FINANCIAL
CORPORATION,
ASSET RE-CONSTRUCTION,
DEPARTMENT NO.1, THIMMAIAH ROAD
BANGALURU 52.
REPRESENTED BY ITS GENERAL MANAGER.

…RESPONDENTS

(BY SRI. C.M.NAGABUSHANA., ADVOCATE FOR C/R1)

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

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

ORAL ORDER

When the case is called, the appellants are not represented. When the case is listed and called out, the advocate must be present. The absence may affect the case.

As could be seen from the daily order sheet, the appeal was listed on 13.01.2025, on that day, when the matter is called, there was no representation on behalf of the appellants, either personally or through video conferencing. Hence, for appearance of counsel for the appellants it was ordered to be listed on 17.01.2025.

The appeal is listed today for appearance of counsel of the appellants. As already noted above, when the case is called, the appellants are not represented. It appears that the appellants are not interested in prosecuting the appeal. Hence, the Regular First Appeal is ***dismissed for non-prosecution.***

Sd/-
(JYOTI MULIMANI)
JUDGE

MRP
List No.: 1 Sl No.: 15.1