IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 28TH DAY OF APRIL, 2025

PRESENT

THE HON'BLE MR JUSTICE V KAMESWAR RAO

AND

THE HON'BLE MR JUSTICE T.M.NADAF

COMMERCIAL APPEAL NO. 45 OF 2023 (MON)

BETWEEN:

1. ATTERO RECYCLING PVT. LTD.
   H-59, SECTOR-63,
   NOIDA 201 301
   UTTAR PRADESH
   ALSO AT - K.H. NO. 173
   RAIPUR INDUSTRIAL AREA
   BHAGAWANPUR, ROORKEE
   UTTARKHAND.

2. SRI NITIN GUPTA
   MANAGING DIRECTOR
   H-59, SECTOR-63
   NOIDA - 201 301
   UTTAR PRADESH.

3. SRI. ROHAN GUPTA
   DIRECTOR
   H-59, SECTOR 63
   NOIDA 201 301.
   UTTAR PRADESH

...APPELLANTS

(BY SRI. SAMARTHA S., ADVOCATE [ABSENT])

Digitally signed by PRAJWAL A
Location: High Court of Karnataka

AND:

1. M/S. VAHE TRONICS
   OFFICE AT
   NO.38, 1ST FFLOOR
   1ST CROSS, 2ND MAIN
   NTI LAYOUT, R.M.V. 2ND STAGE
   SANJAYNAGAR, BANGALORE 560 094
   REPRESENTED BY
   VAMSI ARANI
   MANAGING PARTNER

2. RAJAT VARMA
   DIRECTOR
   ATTERO RECYCLING PVT. LTD.
   H-59, SECTOR - 63
   NOIDA - 201 301,
   UTTAR PRADESH.

3. DR. KUMAR SHIRALAGI
   DIRECTOR
   ATTERO RECYCLING PVT. LTD.
   H-59, SECTOR - 63
   NOIDA - 201 301,
   UTTAR PRADESH.

4. MOHANJIT SINGH JOLLY
   DIRECTOR
   ATTERO RECYCLING PVT. LTD.
   H-59, SECTOR - 63
   NOIDA - 201 301,
   UTTAR PRADESH.

5. SAMEET SHAILESH MEHTA
   DIRECTOR

ATTERO RECYCLING PVT. LTD.
H-59, SECTOR - 63
NOIDA - 201 301,
UTTAR PRADESH.

6. SAMIR PURUSHOTTAM INAMDAR
DIRECTOR
ATTERO RECYCLING PVT. LTD.
H-59, SECTOR - 63
NOIDA - 201 301,
UTTAR PRADESH.

…RESPONDENTS

(BY SRI. HANUMANTHA REDDY Y. S., ADVOCATE)

THIS COMAP IS FILED UNDER SECTION 13 OF THE COMMERCIAL COURTS ACT, 2015, PRAYING TO CALL FOR THE RECORDS OF THE INSTANT CASE, B) SET-ASIDE THE IMPUGNED ORDER DATED 28.09.2021 PASSED BY THE HON'BLE LXXXVI ADDL. CITY CIVIL JUDGE CCH-87 AT BENGALURU CITY IN COM.O.S. NO. 7985/2018 AND ETC.

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

CORAM: HON'BLE MR JUSTICE V KAMESWAR RAO
and
HON'BLE MR JUSTICE T.M.NADAF

ORAL JUDGMENT

(PER: HON'BLE MR JUSTICE V KAMESWAR RAO)

We find there is no appearance for the appellants even on the second call.

2. We are informed that there was no appearance for the appellants even on the last date of hearing.

3. Accordingly, the appeal is ***dismissed for non-prosecution*** and in default.

4. In view of the dismissal of the appeal, pending application(s), if any, stand disposed of.

Sd/-
(V KAMESWAR RAO)
JUDGE

Sd/-
(T.M.NADAF)
JUDGE

PA
List No.: 1 Sl No.: 6