HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 3RD DAY OF JUNE, 2025

BEFORE

THE HON'BLE MS. JUSTICE JYOTI MULIMANI

REGULAR FIRST APPEAL NO. 1049 OF 2016 (RES)

BETWEEN:

SRI. K.N.MADHUSUDAN
S/O LATE K.NARAYANASA,
AGE: 54 YEARS,
NO.19/4, 1ST MAIN, JAYAMAHAL,
BANGALORE-560 046.

...APPELLANT

(BY SRI. SATISH.G.RAIKAR., ADVOCATE [ABSENT])

AND:

SMT. PARVTHAMMA
W/O SRI.B.V.RAMAMURTHY,
AGE: 59 YEARS,
R/AT NO.245, 1ST MAIN,
RMV 2ND STAGE, HIG-SFSH,
DOLLARS COLONY,
BANGALORE-560 025.
REPRESENTED BY ITS GPA HOLDER,
SRI.B.V.RAMAMURTHY.

...RESPONDENT

(BY SRI. MOHAMMAD., ADVOCATE FOR
SRI. NATARAJ.H.T., ADVOCATE FOR C/R)

Digitally signed by PREMCHANDRA M R
Location: HIGH COURT OF KARNATAKA

THIS REGULAR FIRST APPEAL IS FILED UNDER SECTION 96 (1) OF THE CPC 1908.

THIS REGULAR FIRST APPEAL IS LISTED FOR ORDERS, THIS DAY, THE JUDGMENT WAS DELIVERED AS UNDER:

ORAL JUDGMENT

When the case is called, the appellant is 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 02.06.2025, on that day, when the matter was called, there was no representation on behalf of the appellant, either personally or through video conferencing. Hence, for appearance of counsel for the appellant it was ordered to be listed on 03.06.2025.

The appeal is listed today for appearance of counsel of the appellant. As already noted above, when the case is called, the appellant is not represented. It appears that the appellant 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.: 21