HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF JULY, 2025

BEFORE

THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

REGULAR SECOND APPEAL NO. 1923 OF 2011 (DEC/INJ)

BETWEEN:

SRI. Y S KOTRAIAH,
S/O.LATE SHIVANAGAIAH,
AGED ABOUT 48 YEARS,
OCC AGRICULTURE,
R/O.BASAVANAKOTE TALUK,
JAGALUR DISTRICT - 577528,
DAVANAGERE.

...APPELLANT

(BY SRI UMESH MOOLIMANI, ADVOCATE)

AND:

1. SRI MAHALINGAIAH,
S/O.VEERAIAH,
AGED ABOUT 33 YEARS,
OCC:AGRICULTURE,
R/O.BASAVANAKOTE TALUK,
JAGALURU DISTRICT,
DAVANAGERE - 577528.

2. SRI KOTRAIAH,
S/O.VEERAIAH,
AGED ABOUT 33 YEARS,
OCC AGRICULTURE,
R/O.BASAVANAKOTE TALUK,
JAGALUR DISTRICT,
DAVANAGERE- 577528.

3. SMT SHARADAMMA,
W/O.MADIVALAIAH VEERAIAH,
AGED ABOUT 68 YEARS,

Digitally signed by BELUR RANGADHAMA NANDINI
Location: HIGH COURT OF KARNATAKA

OCC HOUSE HOLD WORKS
R/O.BASAVANAKOTE TALUK,
JAGALUR DISTRICT, DAVANAGERE - 577528.

4. SMT HUSSAIN BI
W/O.CHAMAN SAB,
SINCE DECEASED BY HER LRS

5. SRI CHAMAN SAB,
S/O.CHAMAN SAB,
SINCE DECEASED BY HIS LRS

5(a) DILSHAD B,
W/O CHAMAN SAB,
AGED ABOUT 65 YEARS,

5(b) SHOWKATH ALI,
S/O CHAMAN SAB,
AGED ABOUT 45 YEARS,

5(c) RESHMA,
D/O CHAMAN SAB,
AGED ABOUT 40 YEARS,

5(d) BARKATH ALI,
S/O CHAMAN SAB,
AGED ABUT 38 YEARS,

5(e) NASRIM,
D/O CHAMAN SAB,
MAJOR

5(a) to 5(e) ARE ALL
R/O BASAVANAKOTE,
JAGALURU TALUK,
DAVANAGERE DISTRICT - 577513

…RESPONDENTS

(BY SRI GURURAJ R AND SRI SAGAR V SHASTRI, ADVOCATE
FOR R5(A TO E),
R1, R2, R3 ARE SERVED, V/O/DT 21.03.2025,
R5(A TO E) ARE TREATED AS LRS OF DECEASED R4)

THIS RSA IS FILED UNDER SEC.100 OF CPC., AGAINST THE JUDGMENT AND DECREE DATED 6.7.2011 PASSED IN R.A.NO.103/2010 ON THE FILE OF THE II ADDL. DISTRICT JUDGE, DAVANGERE, DISMISSING THE APPEAL AND CONFIRMING THE JUDGMENT AND DECREE DATED 3.11.2010 PASSED IN O.S.NO.31/2009 ON THE FILE OF THE SENIOR CIVIL JUDGE, HARAPANAHALLI.

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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

ORAL JUDGMENT

No representation in the morning session as well as in the afternoon session.

2. Appeal is of the year 2011. The matter is not yet admitted. It appears that appellant is not interested in prosecuting the appeal.

3. Appeal is dismissed for non-prosecution.

Sd/-
(ANANT RAMANATH HEGDE)
JUDGE

CHS
List No.: 1 Sl No.: 73