HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 19TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE RAVI V HOSMANI

REGULAR SECOND APPEAL NO. 1015 OF 2023 (POS)

BETWEEN:

1. MR. ALWYN P. LEWIS
AGED ABOUT 52 YEARS,
S/O ELSIE LEWIS,
R/O CHURCH COMPOUND,
POONAM COTTAGE,
K M MARG UDUPI,
UDUPI DISTRICT.

...APPELLANT

(BY SRI. B V KRISHNA., ADVOCATE)

AND:

1. CHURCH OF MOTHER OF SORROWS
UDUPI, REP BY ITS,
PARISH PRIEST,
PRESENTLY REV. FR.FREDERICK MASCARENHAS,
ADULT,S/O THOMAS MASCARENHAS,
R/O CURCH COMPOUND,
K M MARG, UDUPI.

2. LAY VICE PRESIDENT,
PRESENTLY MR.BONIFACE D'SOUZA,
AGED ABOUT 65 YEARS,
S/O THOMSA D'SOUZA,
R/O 'BRENDA' BEEDU MARG, UDUPI.

...RESPONDENTS

Digitally signed by ANUSHA V
Location: High Court of Karnataka

THIS RSA IS FILED UNDER SECTION 100 OF CPC, PRAYING TO SET ASIDE THE JUDGMENT AND DECREE DATED 28.03.2022 IN R.A.NO.41/2020 BY THE ADDITIONAL SENIOR CIVIL JUDGE AT UDUPI AND THE JUDGMENT AND DECREE DATED 06.03.2016 PASSED IN O.S.NO.727/2016 BY THE ADDITIONAL SENIOR CIVIL JUDGE AT UDUPI.

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

CORAM: HON'BLE MR. JUSTICE RAVI V HOSMANI

ORAL JUDGMENT

Learned counsel for appellant has filed a Memo stating that appellant does not wish to prosecute Appeal any further.

2. Taking Memo on record, Appeal is ***dismissed*** as withdrawn.

3. In view of dismissal of Appeal as withdrawn, cost imposed earlier is waived.

Sd/-
(RAVI V HOSMANI)
JUDGE

HNM
List No.: 1 Sl No.: 4
CT:RCK