HC-KAR

NC: 2026:KHC:63650
MFA No. 5870 of 2022

CNR: KAHC010379752022

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 13TH DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

MISCELLANEOUS FIRST APPEAL NO.5870 OF 2022 (AA)

BETWEEN:

1. SMT.CHIKKATHAYAMMA
   W/O LATE P.HANUMANTHAPPA,
   AGED ABOUT 61 YEARS,
   R/AT HALASAHALLI,
   DASARAHALLI POST,
   KASABA HOBLI,
   HOSAKOTE TALUK,
   BENGALURU RURAL DISTRICT.
   REP BY HER GPA HOLDER,
   SRI P RAMAKRISHNA,
   S/O LATE PUTTAPPA,
   AGED ABOUT 61 YEARS,
   R/AT NO.21, 14TH CROSS,
   4TH MAIN,
   LAKSHMINARAYANAPURA,
   BENGALURU-560 021

...APPELLANT

(BY SRI. KESHAVAMURTHY H B.,ADVOCATE .. ABSENT)

AND:

1. THE DEPUTY COMMISSIONER CUM ARBITRATOR
   BENGALURU RURAL DISTRICT,
   PODIUM BLOCK
   BENGALURU - 560 001.

2. THE SPECIAL LAND ACQUISITION OFFICER
   NATIONAL HIGH WAY AUTHORITY-4,
   MULABAGILU TALUK,
   BENGALURU ROAD,
   KOLARA-560073
   KOLAR DISTRICT.

Digitally signed by VINUTHA M
Location: HIGH COURT OF KARNATAKA

3. THE DIRECTOR OF NATIONAL PLANNING AUTHORITY
NATIONAL HIGHWAY AUTHORITY,
NO.13,
14TH KILOMETER,
NEAR NAGASANDRA METRO STATION,
NAGASANDRA,
BENGALURU TUMKURU ROAD,
BENGALURU-560 073

4. THE ASSISTANT LAND ACQUISITION OFFICER
NATIONAL HIGHWAY -4,
MULABAGILU-KOLAR BENGALURU SECTION,
KOLAR-560 073

5. THE SPECIAL LAND ACQUISITION OFFICER
PLANNING AUTHORITY,
NO.678/3,
NEERUBHAVI, KEMPANNA LAYOUT,
HEBBALA,
BENGALURU-560 028

6. THE COMMISSIONER /LAND ACQUISITION OFFICER,
KOLAR-560 076

… RESPONDENTS

(BY SRI.B.SANJAY B.YADAV., AGA FOR R- 1 & R-4
SRI.PRASAD RAO.K.R, FOR SRI.G.HANUMANTHA REDDY., ADVOCATES FOR R-3 & R-5;
APPEAL IS DISMISSSED AGAINST R-2 V.O.D 26.02.2024)

THIS MFA IS FILED UNDER SECTION 37(1)(c) OF THE ARBITRATION AND CONCILIATION ACT, AGAINST THE ORDER DATED 30.07.2022 PASSED IN AS.NO.153/2018 THE FILE OF THE 1ST ADDITIONAL DISTRICT AND SESSIONS JUDGE, BENGALURU RURAL DISTRICT, BENGALURU, DISMISSING THE ARBITRATION SUIT FILED UNDER SECTION 34 OF THE ARBITRATION AND CONCILIATION ACT, 1996.

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

CORAM: HON'BLE MR. JUSTICE PRADEEP SINGH YERUR

ORAL JUDGMENT

The matter is called for the 2nd time at 4.35 p.m. There is no representation on behalf of appellant

2. Learned counsel for Respondent Nos.1 & 4 as well as learned counsel for Respondent Nos.3 & 5 are present.

3. The order sheet reflects that despite providing sufficient opportunities, there is no representation on behalf of the appellant and it clearly indicates that the appellant is not interested in prosecuting the appeal. The appeal is of the year 2022 and the matter is not yet admitted.

4. In view of the above, the appeal is **dismissed** for non-prosecution.

5. In view of dismissal of the appeal, pending interlocutory applications, if any would not survive for consideration and the same pale into insignificance.

Sd/-
(PRADEEP SINGH YERUR)
JUDGE

GSS: List No.: 1 Sl No.: 25