HC-KAR

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 17TH DAY OF APRIL, 2026

BEFORE

THE HON'BLE MRS. JUSTICE K.S. HEMALEKHA

REGULAR SECOND APPEAL NO.1093 OF 2010 (PAR)

BETWEEN:

SRI DODDAERAIAH
S/O HULLURAIAH,
AGED ABOUT 59 YEARS,
RESIDING AT BELAGUMBA,
TUMKUR KASABA,
TUMKUR TALUK.

...APPELLANT

(BY SRI DODDAERAIAH – PARTY-IN-PERSON (ABSENT))

AND:

1. SRI B.H. VEERANNA
   S/O HULLURAIAH,
   AGED ABOUT 64 YEARS,
   RESIDING AT BELAGUMBA,
   TUMKUR KASABA,
   TUMKUR TALUK.

2. SMT. LAKKAMMA
   W/O SANJEEVAIAH,
   AGED ABOUT 69 YEARS,
   R/AT HANUMANTHAPURA,
   BYE PASS, TUMKUR.

3. SRI ERANNA
   S/O LATE HALLURAIAH,
   AGED ABOUT 28 YEARS,
   R/AT NEAR GANGAMMANAKATTE,
   BELAGUMBA, TUMKUR KASABA,
   TUMKUR TALUK.

...RESPONDENTS

Digitally signed by
MAHALAKSHMI B M
Location: HIGH
COURT OF
KARNATAKA

(BY SRI K. RAGHAVENDRA RAO, ADVOCATE FOR R-3;
NOTICE TO R-2 IS SERVED & UNREPRESENTED;
V/O. DATED 07.08.2023, APPEAL ABATED AGAINST R-1)

THIS RSA IS FILED UNDER SECTION 100 OF CPC., AGAINST THE JUDGMENT AND DECREE DATED 8.1.2010 PASSED IN R.A.NO.306/2009 (OLD R.A.NO.109/2007) ON THE FILE OF THE PRESIDING OFFICER, FAST TRACK COURT-II, TUMKUR, DISMISSING THE APPEAL FILED AGAINST THE JUDGMENT AND DECREE DATED 11.7.2007 PASSED IN O.S.NO.636/2001 ON THE FILE OF THE IADDL. CIVIL JUDGE (JR.DN) & JMFC, TUMKUR.

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

CORAM: HON'BLE MRS. JUSTICE K.S. HEMALEKHA

ORAL JUDGMENT

The matter is called out twice in the morning session as well as in the afternoon session.

2. It appears from the records that the Court notice issued to the appellant was held sufficient on 07.09.2023. There is no representation on behalf of the appellant. The appeal is of the year 2010 and it appears that the appellant is not interested in prosecuting the appeal. Accordingly, the appeal is ***dismissed for non-prosecution.***

Sd/-

JUSTICE K.S. HEMALEKHA

MBM/List No.: 1 Sl No.: 48