HC-KAR

NC: 2026:KHC:64927
RSA No. 707 of 2015

CNR: KAHC010508262015

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 21ST DAY OF NOVEMBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

REGULAR SECOND APPEAL NO. 707 OF 2015 (DEC/INJ)

BETWEEN:

SRI HANUMANTHAPPA BOVI
S/O THIRUMALA BOVI,
SINCE DEAD BY HIS LRS,

1. SRI. CHANDRAPPA
S/O LATE HANUMANTHAPPA BOVI,
AGED ABOUT 48 YEARS,

2. SRI PARASAPPA
S/O LATE HANUMANTHAPPA BOVI,
AGED ABOUT 48 YEARS,

BOTH ARE AGRICULTURIST,
RESIDING AT PANDOMATTI VILLAGE,
CHANNAGIRI TALUK – 577 213
DAVANAGERE DISTRICT – 577 001.

3. SMT. MANJAMMA W/O JAYAPPA,
AGED ABOUT 52 YEARS,
RESIDING AT ARASHINAGATTA VILLAGE,
CHANNAGIRI TALUK – 577 213
DAVANAGERE DISTRICT – 577 001.

4. SMT. GANGAMMA W/O RAJAPPA,
AGED ABOUT 30 YEARS,
RESIIDNG AT ANJAYANAYA NAGAR,
DAVANAGERE TALUK & DISTRICT – 577 001.

5. SMT. KOLLURAMMA W/O KENCHAPPA,
AGED ABOUT 47 YEARS,
RESIDING AT BOOTHIHALLI VILLAGE,
HIRIKERE TALUK,
HAVERI DISTRICT – 581 110.

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Location: High Court of Karnataka

6. SRI. THIMMA BOVI S/O GIRITHIMMA BOVI,
MAJOR, AGRICULTURIST,
RESIDING AT PANDOMATTI VILLAGE,
CHANNAGIRI TALUK – 577 213.
DAVANAGERE DISTRIC – 577 001.

SRI V.T. THIRUMALA BOVI
S/O THIMMA BOVI DEAD BY HIS LRS,

7. SMT. VANAJAKSHAMMA
W/O LATE THIRUMALA BOVI,
AGED ABOUT 67 YEARS, AGRICULTURIST,
RESIDING AT PANDOMATTI VILLAGE,
CHANNAGIRI TALUK – 577 213.

8. SRI T. ANANDA S/O LATE THIRUMALA BOVI,
AGED ABOUT 44 YEARS,
RESIDING AT GBJ 193, HAL QUARTERS,
MARATHAHALLI, BANGALORE 37.

9. SRI T. KARIBASAVARAJ
S/O LATE THIRUMALA BOVI,
LECTURER, AGED ABOUT 38 YEARS,
RESIDING AT HI RIYUR TOWN,
HIRIYUR TALUK,
TUMKUR DISTRICT – 572 101.

10. SRI T. RAGHAVA
S/O LATE THIRUMALA BOVI,
STUDENT, AGED ABOUT 36 YEARS,
RESIDING AT PANDOMATTI VILLAGE,
CHANNAGIRI TALUK – 577 213.
DAVANAGERE DISTRICT – 577 001.

…APPELLANTS

(BY SRI. MANJUNATHA PATTANA SHETTY, ADVOCATE)

AND:

TALAVARA BASAPPA S/O HANUMAPPA,
AGED ABOUT 74 YEARS, AGRICULTURIST,
RESIDING AT PANDOMATTI VILLAGE,
CHANNAGIRI TALUK – 577 213.
DAVANAGERE DISTRICT – 577 001.

…RESPONDENT

(BY SMT. SARITHA KULKARNI, ADVOCATE)

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THIS RSA IS FILED U/S. 100 OF CPC.,AGAINST THE JUDGMENT AND DECREE DATED 28.11.2014 PASSED IN RA NO. 46/2012 ON THE FILE OF THE II ADDL. DISTRICT SESSIONS JUDGE, DAVANAGERE, DISMISSING THE APPEAL AND CONFIRMING THE JUDGMENT AND DECREE DATED 16.11.2011 PASSED IN OS NO. 10/2010 ON THE FILE OF THE SENIOR CIVIL JUDGE, CHANNAGIRI.

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

CORAM: HON'BLE MR. JUSTICE S.R.KRISHNA KUMAR

ORAL JUDGMENT

Learned counsel appearing for the appellant has filed a memo dated 20.11.2026 seeking leave of this Court to withdraw the appeal with liberty to file a separate suit if necessary.

Memo is placed on record.

The appeal is dismissed as withdrawn.

Sd/-
(S.R.KRISHNA KUMAR)
JUDGE

BVV
List No.: 1 Sl No.: 2