

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 30TH DAY OF OCTOBER, 2009

B E F O R E

THE HON'BLE MR.JUSTICE RAVI MALIMATH

REVIEW PETITION NO.131 OF 2009

I N

WRIT PETITION NO.24451 OF 2004(SC-ST)

BETWEEN:

Sri Narayanappa,
S/o late Chikkamunivenkatappa,
Aged about 55 years,
R/o Thippasandra Village,
Shapur Post, Huthur Hobli,
Kolar District.

...PETITIONER

(By Sri P.Narayanappa, Advocate)

AND:

1. The Assistant Commissioner,
Kolar Sub-Division,
Kolar.
2. Smt. Kenchamma,
W/o No.Thimmaiah,
Aged about 54 years,
R/o Bangavadi Village,
Kasaba Hobli,



Srinivasapura Taluk,
Kolar District.

3. The Deputy Commissioner,
Kolar District,
Kolar.

...RESPONDENTS

-0-0-0-

This Review Petition filed U/O 47 Rule 1 of CPC, praying for review of the order dated 12/11/2008 passed in Writ Petition No.24451/2004.

This petition coming on for admission this day, the Court made the following:-

ORDER

This Petition is filed seeking to review the order dated 12-11-2008 passed in Writ Petition No.24451/2004.

2. The learned counsel for the petitioner contends that an opportunity has been granted to him by the appellate Court to file a Review Petition and hence the present Petition.



3. I have heard the learned counsel for the petitioner. Para-9 of the order passed by the appellate Court reads as follows:-

"9. Perusal of the impugned order passed by learned Single Judge does not reflect that, this ground was at all taken by the appellant before him....."

Being confronted with the same, the learned counsel for the petitioner is unable to show as to where the ground was taken by him in the Writ Petition. In view of the failure on the part of the petitioner to substantiate whether a ground has been taken by the petitioner or not, I find no error to review the order impugned herein.

Review Petition is accordingly rejected.

**Sd/-
Judge**

rsk