

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 13<sup>TH</sup> DAY OF SEPTEMBER 2007

BEFORE

THE HON'BLE MR. JUSTICE A S BOPANNA

MISCELLANEOUS FIRST APPEAL NO.10669/2007 (CPC)

BETWEEN :

SRI SIDDAGANGAPPA S/O MUNIYAPPA  
AGED 47 YEARS  
NO.29, ANJANAGARA  
MAGADI MAIN ROAD  
VISHWANEEDAM POST  
BANGALORE-560 091

...APPELLANT

(By Smt : FELINA M, ADV. -ABSENT)

AND :

- 1 SRI VENKATESHAPPA ALIAS VENKATESH  
S/O LATE SRI. MUNIYAPPA  
AGED ABOUT 53 YEARS  
R/AT GIDADAKONENAHALLI  
YESHWANTHAPURA HOBLI  
BANGALORE NORTH TALUK  
BANGALORE-91
- 2 SRI MUNINARASIAH  
S/O LATE SRI. MUNIYAPPA  
AGED ABOUT 51 YEARS  
R/AT GIDADAKONENAHALLI  
YESHWANTHAPURA HOBLI  
BANGALORE NORTH TALUK  
BANGALORE-91

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- 3 SRI YELAGAPPA ALIAS YELLAPPA  
S/O LATE SRI. MUNIYAPPA  
AGED ABOUT 48 YEARS  
R/AT GIDADAKONENAHALLI  
YESHWANTHAPURA HOBLI  
BANGALORE NORTH TALUK  
BANGALORE-91
- 4 SRI NANJUNDAPPA S/O LATE SRI RAMAIAH  
R/AT GIDADAKONENAHALLI  
YESHWANTHAPURA HOBLI  
BANGALORE NORTH TLAUK  
BANGALORE-91

... RESPONDENTS

THIS APPEAL IS FILED U/ORDER 43 RULE 1(r) OF CPC,  
AGAINST THE ORDER DATED 18/7/07 PASSED ON I.A.NO.1 IN  
O.S.NO.4540/07 ON THE FILE OF THE 7TH ADDL CITY CIVIL  
AND SESSIONS JUDGE, BANGALORE CITY (CCH-19),  
REJECTING I.A.NO.1 FILED U/ORDER 39 RULE 1 AND 2 R/W  
SEC.151 OF CPC, FOR TEMPORARY INJUNCTION.

This Appeal coming on for Admission, this day, the Court  
delivered the following :

### JUDGMENT

This appeal has been adjourned earlier noticing that  
there was no representation for the appellant on both the  
occasions when it was called. Even today, though the matter

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was called twice, there is no representation for the appellant.  
It appears that the appellant is not interested in prosecuting  
this appeal.

Hence, the appeal is dismissed for non-prosecution.

Sd/-  
Judge

hrp/bms