

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27<sup>TH</sup> DAY OF APRIL, 2016

BEFORE

THE HON'BLE MR. JUSTICE A.N.VENUGOPALA GOWDA

REGULAR SECOND APPEAL NO.479/2015

BETWEEN:

NAGARAJU H.,  
S/O. HANUMANTHA SHETTY  
@ HANUMANTHAIAH,  
AGED ABOUT 59 YEARS,  
R/AT KODANGI KOPPALU VILLAGE,  
KASABA HOBLI,  
HOLENARASIPURA TALUK,  
HASSAN DISTRICT-573 211.

... APPELLANT

(BY SRI B.ROOPESHA, ADV.)

AND:

1. JAVARAYAPPA  
S/O. RANGAIAH @ PUTTANNAIAH,  
DEAD BY L.Rs.
  - 1(a) MANJA  
S/O LATE JAVARAYAPPA,  
AGED ABOUT 44 YEARS.
  - 1(b) GOVINDA  
S/O LATE JAVARAYAPPA,  
AGED ABOUT 33 YEARS.
  - 1(c) MADHU  
S/O LATE JAVARAYAPPA,  
AGED ABOUT 25 YEARS.

2. AMMANNAIAH  
S/O. RANGAIAH,  
AGED ABOUT 77 YEARS.

ALL ARE RESIDING AT  
BALEGARA BEEDI,  
KOTE, HOLENARASIPURA TOWN,  
HASSAN DISTRICT-573 211.

... RESPONDENTS

THIS RSA IS FILED UNDER S.100 OF CPC., AGAINST THE JUDGMENT AND DECREE DATED 06.04.2013 PASSED IN R.A. NO.10/2013 ON THE FILE OF THE SENIOR CIVIL JUDGE AND JMFC., HOLENARASIPURA, DISMISSING THE APPEAL AND CONFIRMING THE JUDGMENT AND DECREE DATED 09.02.2012 PASSED IN O.S.NO.189/2008 ON THE FILE OF THE CIVIL JUDGE AND JMFC., HOLENARASIPURA.

THIS RSA COMING ON FOR ORDERS THIS DAY, THE COURT DELIVERED THE FOLLOWING:

### J U D G M E N T

Despite the detailed order passed on 05.04.2016, Cost has not been deposited and Office objections have not been removed.

Hence, the appeal is dismissed for non-prosecution.

Sd/-  
JUDGE

sac\*