

IN THE HIGH COURT OF KARNATAKA

CIRCUIT BENCH AT DHARWAD

DATED THIS THE 13th DAY OF AUGUST, 2009

BEFORE

THE HON'BLE MR. JUSTICE H.N. NAGAMOHAN DAS

REGULAR FIRST APPEAL NO. 698/2006 (SP)

BETWEEN:

T. Hanumanthappa,
S/o Ramachandrappa,
Aged about 74 years,
Agriculturist,
R/o Anegundi village,
Gangavathi Taluk,
Bellary District.

:APPELLANT

(by Sri Mahabaleshwara Harikal, Advocate)

AND:

1. B. Mahabaleshwarappa,
S/o B. Prabhappa,
Aged about 46 years,
Agriculurist,
R/o Anegundi Road,
Virupapur, Gangavathi Taluk,
Bellary District-583 101.



2. Arunkumar,
S/o Ravindranath,
Aged: 20 years,
Agriculturist,
R/o Anegundi Road,
Virupapur, Gangavathi Taluk,
Bellary District-583 101.

RESPONDENTS

(By Sri Rajashekar R. Gunjalli, Adv. For R1,
by Sri K. Anand Kumar, Adv. For R2)

THIS APPEAL IS FILED UNDER SEC.96 OF CPC
AGAINST THE JUDGMENT AND DECREE DATED 25.01.2006
ON THE FILE OF THE CIVIL JUDGE (SR. DN.) AT
GANGAVATHI, DISMISSING THE SUIT FOR SPECIFIC
PERFORMANCE OF CONTRACT.

THIS APPEAL COMING ON FOR HEARING THIS DAY,
THE COURT DELIVERED THE FOLLOWING:

JUDGMENT

1. Learned counsel for the appellant files a memo stating that the
matter is settled out of Court. The memo is placed on record.



2. The appeal is hereby dismissed as settled out of Court.
3. Refund institutional fee as admissible under law.

Sd/-
JUDGE

bvv