HC-KAR

IN THE HIGH COURT OF KARNATAKA,

KALABURAGI BENCH

DATED THIS THE 27TH DAY OF JUNE, 2025

BEFORE

THE HON'BLE MR. JUSTICE RAVI V HOSMANI

REGULAR SECOND APPEAL NO. 200294 OF 2024 (DEC/INJ)

BETWEEN:

SHANTGOUDA
S/O GURUPADAPPAGOUDA PATIL,
AGE: 59 YEARS, OCC: AGRI,
R/O: GABASAVALAGI, TQ: SINDAGI.

...APPELLANT

(BY SRI SANGANAGOUDA V.BIRADAR, ADVOCATE (ABSENT)

AND:

1. ANNARAYA
S/O GURUPADAPPA PATIL,
AGE: MAJOR, OCC: AGRI,
R/O: GABASAVALAGI, TQ: SINDAGI.

Digitally signed by NIJAMUDDIN JAMKHANDI
Location: HIGH COURT OF KARNATAKA

2. GOUDAPPA
S/O GURUPADAPPA PATIL,
AGE: MAJOR, OCC: AGRI,
R/O: GABASAVALAGI, TQ: SINDAGI.

3. MAHADEVI
W/ O SHANKARAGOUDA PATIL,
AGE: MAJOR, OCC: HOUSEHOLD WORK,
R/O: GABASAVALAGI, TQ: SINDAGI.

4. GURUPADAPPA
S/O SHANKARAGOUDA PATIL,
AGE: 27 YEARS, OCC: STUDENT,

5. GOURAMMA SHANKARAGOUDA PATIL,
AGE: 23 YEARS, OC: STUDENT,

6. JYOTI SHANKARAGOUDA PATIL
AGE: 22 YEARS, OCC: STUDENT,

ALL ARE R/O: GABASAVALAGI,
TQ: SINDAGI.

…RESPONDENTS

THIS RSA IS FILED UNDER SECTION 100 CPC READ WITH ORDER 41 RULE 1 OF CPC, PRAYING TO ALLOW THIS APPEAL AND SET ASIDE THE JUDGMENT AND DECREE DATED 20.04.2023 PASSED BY THE COURT OF THE IV ADDITIONAL DISTRICT JUDGE, VIJAYAPURA, AT VIJAYAPURA DISMISSING R.A.NO.130/2018 AND CONFIRMING THE JUDGMENT AND DECREE DATED 14.09.2018 PASSED BY THE COURT OF THE SENIOR CIVIL JUDGE AND JMFC, SINDAGI AT SINDAGI IN O.S.NO.298/2007 (OLD NO.307/2005) AND FURTHER DISMISS THE SUIT OF THE PLAINTIFF WITH COST THROUGH OUT IN THE INTEREST OF JUSTICE AND EQUITY.

THIS RSA, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE RAVI V HOSMANI

ORAL JUDGMENT

Though matter was passed over and called again, there is no representation.

2. Matter was listed for non-compliance of office objections for fifth time. There is no compliance despite sufficient opportunity and same would indicate that appellant is not diligent in pursuing appeal. Hence, appeal is dismissed for non-prosecution.

Sd/-
(RAVI V HOSMANI)
JUDGE

NJ/List No.: 1 Sl No.: 3