

IN THE HIGH COURT OF KARNATAKA,  
DHARWAD BENCH

DATED THIS THE 05<sup>TH</sup> DAY OF NOVEMBER, 2007

BEFORE

**THE HON' BLE MR. JUSTICE V.G.SABHAHIT  
AND  
THE HON' BLE DR. JUSTICE JAWAD RAHIM**

**MISCELLANEOUS FIRST APPEAL NO. 4018 OF 2001 (MV)**

**BETWEEN:**

SHRI.MAINUDDIN S/O GOUSESAH,  
AGED ABOUT 20 YEARS,  
R/O.ANAGOL,  
TALUK AND DISTRICT: BELGAUM.

... APPELLANT

(By Sri./ : B L ACHARYA, ADV.)

**AND:**

1. SRI MOHAN VAIJU SHAHAPURKAR  
ADULT, BUSINESSMAN  
R/O. BHAGYA NAGAR, ANAGOL,  
BELGAUM.
2. THE DIVISIONAL MANAGER  
THE NEW INDIA ASSURANCE CO. LTD.,  
DIVISIONAL OFFICE,  
CLUB ROAD, BELGAUM.

... RESPONDENTS

(By Sri./ : VISHWANATH S SHETTAR, ADV. FOR R2)

\* \* \* \* \*

This Miscellaneous First Appeal filed U/s 173 (1) of the Motor Vehicles Act, 1988, against the Judgment and Award dated: 05/01/2001 passed in MVC No.1251/1999 on the file of the Principal Civil Judge Senior Division & Member, Addl. MACT, Belgaum.

This appeal coming on for orders this day, the Court delivered the following;

**O R D E R**

One week's time granted finally at the request of the learned counsel for the appellant to comply with the order dated 12.10.07, failing which the appeal shall stand dismissed for non prosecution without any further orders from the Court.

**SD/-  
JUDGE**

As per the endorsement made in the order sheet dated 14/11/2007 the Advocate for the Appellant has not complied with the Court Order dated 05/11/2007. Hence, this MFA No.4018/2001 stands dismissed as per the Court order dated: 05/11/2007.

**BY ORDER**

**Sd/-  
ASSISTANT REGISTRAR**

R- By:-  
C- By:-  
T- By:- pak