

**IN THE HIGH COURT OF KARNATAKA  
DHARWAD BENCH**

Dated this the 23<sup>rd</sup> day of October 2010

Before

**THE HON'BLE MR.JUSTICE B.S.PATIL**

**WRIT PETITION No.65316 OF 2010 (GM-CPC)**

**BETWEEN:**

1. SMT. NIRMALA W/O CHANDRAKANT CHINCHANIKAR,  
AGE: 56 YEARS, OCC: HOUSEHOLD,
2. SRI. MANISH S/O CHANDRAKANT CHINCHANIKAR,  
AGE: 36 YEARS, OCC: AGRICULTURE & BUSINESS,
3. SRI. SHIRISH S/O CHANDRAKANT CHINCHANIKAR,  
AGE: 33 YEARS, OCC: AGRICULTURE & BUSINESS,

ALL ARE R/O: PLOT NO.38, HULBATTAYE COLONY,  
SHASTRI NAGAR, SHAHAPUR, BELGAUM.  
REPTD., BY THE GENERAL POWER OF ATTORNEY  
HOLDER SRI. JOTIBA LAXMAN PATIL,  
AGE: 37 YEARS, OCC: AGRICULTURE & BUSINESS,  
R/O: H.NO.50, 2<sup>ND</sup> CROSS, MAHADVAR ROAD, BELGAUM.

... PETITIONERS

(By Sri./: D RAVIKUMAR GOKAKAKAR, Adv.,)

**AND:**

SRI. VISHNU YALLAPPA JANGALE,  
AGE: 55 YEARS, OCC: AGRICULTURE,  
R/O: H.NO.2367, KACHERI GALLI,  
SHAHAPUR, BELGAUM-590 003.

... RESPONDENT

\* \* \* \* \*

This Writ Petition filed under Article 226 & 227 of the Constitution of India, praying to quash Annexure-A i.e. the order dated 23-3-2010, passed in O.S. No.142/2005 on I.A. u/o 8 Rule 9 R/W Sec.151 of the CPC passed by the I Addl. Civil Judge (Sr.Dn) Belgaum, as at Annexure-A.

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

### **O R D E R**

“On 18.10.2010, the matter was called twice, but there was no representation for the petitioner. However, in the ends of justice time was granted till today to comply with the office objections.

Even today there is no representation for the petitioner and the office objections are not complied with. The matter therefore deserves to be dismissed for default. However, in the ends of justice, to give one more opportunity, as a last chance, finally two weeks time is granted to comply with the office objections, failing which the petition shall stand dismissed without reference to the Bench”.

**SD/-  
JUDGE.**

As per the endorsement made in the order sheet dated 18/11/2011 the Advocate for the Petitioners has not complied with the Court Order dated 23/10/2010. Hence, this WP No.65316/2010 stands dismissed as per the Court order dated: 23/10/2010.

**BY ORDER**

Sd/-  
**ASSISTANT REGISTRAR**

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