

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF SEPTEMBER 2019

BEFORE

THE HON'BLE MR.JUSTICE B.M.SHYAM PRASAD

REGULAR SECOND APPEAL No. 68 OF 2019 (PAR)

BETWEEN:

SRI. C. MAHESH
AGED ABOUT 43 YEARS,
S/O. M. CHANDRA SHEKHARAIHAH,
R/AT NO. 1063/69,
NEW NO.F-20/A,
2ND MAIN, 8TH CROSS,
VIDYARANYAPURAM,
MYSURU-570 014.

... APPELLANT

(BY SRI ABHINAV.R, ADVOCATE)

AND:

1. SMT. M. SHARADAMANI
AGED ABOUT 63 YEARS,
W/O. SHANBHU LINGAPPA,
R/AT NO.68,
5TH CROSS,
VIDEO LAYOUT,
VIJAYANAGAR,
BENGALURU-560 040.
2. SRI. M. CHANDRASHEKARAIHAH
AGED ABOUT 71 YEARS,
S/O. LATE M. MALLAPPA,
R/AT NO. 717, "B" BLOCK,
4TH CROSS, J. P. NAGAR,
MYSURU-570 031.

3. SMT. M. AMBIKADEVI
AGED ABOUT 67 YEARS,
W/O. SIDDARAJAPPA,
R/AT GUDIGENAHALLI VILLAGE,
BASARALU HOBLI,
MANDYA TALUK,
MANDYA DISTRICT-571 416.
4. SRI. M. PRAKASH
AGED ABOUT 65 YEARS,
S/O. LATE M. MALLAPPA,
R/AT NO. 3556, 20TH "A" MAIN,
2ND STAGE, VIJAYANAGAR,
MYSURU-570 017.
5. SRI. M. NAGARAJU
AGED ABOUT 59 YEARS,
S/O. M. MALLAPPA,
R/AT NO. 1063/69-A,
2ND MAIN, 8TH CROSS,
VIDYARANYAPURAM,
MYSURU-570 014.
6. SMT. M. CHANDRAKALA
AGED ABOUT 57 YEARS,
W/O. S. M. SHIVANNA,
R/AT SATHANURU VILLAGE,
ALLEKERE POST,
CHIKKA MANDYA,
MANDYA TALUK,
MANDYA DISTRICT-571 402.
7. SRI. SHIVAKUMARASWAMY M. S.
AGED ABOUT 43 YEARS,
S/O. B. S. SHIVAMALLAPPA,
R/AT NO. 1063/69-B,
2ND MAIN, 8TH CROSS,
VIDYARANYAPURAM,
MYSURU-570 014.

... RESPONDENTS

(SRI T.B.KIRAN KUMAR, ADVOCATE FOR R1,R3 &6;
SRI VAGEESH, ADVOCATE FOR R7;
NOTICE SERVED ON R4 & R5)

THIS REGULAR SECOND APPEAL IS FILED UNDER SEC.100 OF CPC., AGAINST THE JUDGMENT AND DECREE DATED 03.10.2018 PASSED IN R.A.NO.156 OF 2017 ON THE FILE OF THE I ADDITIONAL DISTRICT JUDGE, MYSURU, ALLOWING THE APPEAL AND SETTING ASIDE THE JUDGMENT AND DECREE DATED 01.03.2017 PASSED IN O.S.NO.529/2012 ON THE FILE OF THE II ADDITIONAL SENIOR CIVIL JUDGE, MYSURU.

THIS REGULAR SECOND APPEAL COMING ON FOR ORDERS THIS DAY, THE COURT DELIVERED THE FOLLOWING:

JUDGMENT

The learned counsel for the appellant has filed a memo seeking leave of this Court to withdraw the appeal. The memo is accepted. The appeal is dismissed as withdrawn.

**SD/-
JUDGE**

KPS