

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF SEPTEMBER, 2019

BEFORE

THE HON'BLE Dr. JUSTICE H.B.PRABHAKARA SASTRY

REGULAR FIRST APPEAL No.430 OF 2011

BETWEEN:

YOUSSUFF ABDULLA
SINCE DEAD BY LRs:

- a) SUHAIL YOUSUF
W/O LATE YOUSSUFF ABDULLA
MUSLIM, MAJOR
R/AT 'SHIRAZI RESIDENCY'
NO.21/1, SPENCER ROAD
FRAZER TOWN
BANGALORE-560005
- b) MRS SABIHA ISMAIL
D/O LATE YOUSSUFF ABDULLA
MUSLIM, MAJOR,
R/AT NO.40/20,
WELLINGTON STREET
RICHMOND TOWN
BANGALORE-560025
- c) MRS FARHANA MAHMOOD KAMALANI
D/O LATE YOUSSUFF ABDULLA
MUSLIM, MAJOR,
R/AT NO.21
ZAKARIA STREET, TOP FLOOR
CALCUTTA-700001

- d) MRS RUKSANA IQBAL CARRIM
D/O LATE YOUSUFF ABDULLA
MUSLIM, MAJOR, R/AT NO.2
GUY FORGET STREET
BEAU BASIN
MAURITIUS.
- e) MRS RAFIA MUNEER FAZAL
D/O LATE YOUSUFF ABDULLA
MUSLIM, MAJOR, R/AT NO.7/4
CLARKE ROAD, RICHARDS TOWN
BANGALORE-560005
- f) MRS RASHIDA ANWAR VAHEDNA
D/O LATE YOUSUFF ABDULLA
MUSLIM, MAJOR, R/AT P B NO.3231
DEIRA, DUBAI
UNITED ARAB EMIRATES
- g) GAZALA ADIL ABUBAKAR
D/O LATE YOUSUFF ABDULLA
MUSLIM, MAJOR, R/AT NO.3408,
6179 STREET, NO.59,
ALHAMRIYA
MUSCAT SULTANTE OF OMAN,
AMENDED AS:
"RADIO HOUSE",
A PARTNERSHIP CONCERN
WHICH IS DULY REGISTERED
UNDER THE INDIAN PARTNERSHIP
ACT, REP.BY
SRI SYHAIL YOUSUFF.

(APPELLANT NO.(c), (d), (f)
& (g) ARE REPRESENTED BY
THEIR GPA HOLDER 1(a) HEREIN). ... APPELLANTS

(By Sri. H R ANANTHAKRISHNA MURTHY, ADVOCATE)

AND:

1. FAROOK YOUSUFF
S/O YOUSUFF ABDULLA
MUSLIM, MAJOR R/AT NO.51,
HOSPITAL ROAD,
BANGALORE-560001

(LEGAL REPRESENTATIVES OF
PLAINTIFF SRI YOUSUFF ABDULLA
BROUGHT ON RECORD AS
REPONDENTS 2 AND 3)

2. KHALID YOUSUFF
S/O LATE YOUSUFF ABDULLA
MUSLIM, MAJOR
R/AT SHARADA APARTMENT
NO.34, COLES ROAD
FRAZER TOWN
BANGALORE-560005

3. ZUBAIR YOUSUFF
S/O LATE YOUSUFF ABDULLA
MUSLIM, MAJOR
R/AT NO.3267, 11TH MAIN
HAL SECOND STAGE
INDIRANAGAR
BANGALORE-560038.

.. RESPONDENTS

(BY SRI ABHINAV R., ADVOCATE FOR
KUMAR & KUMAR, ADVOCATES, FOR R-1;
SRI K.N.SRINIVAS, ADVOCATE FOR R-2,
R-3 - SERVED).

This Regular First Appeal is filed under Section 96 of CPC against the judgment and decree dated 25.10.2010, passed in O.S.No.10951/1990, on the file of XXVIII Addl.City Civil Judge, Mayohall, Bangalore, dismissing the suit for the recovery of money.

This Regular First Appeal coming on for Orders, this day, the Court delivered the following:

ORDER

Learned counsel for the appellants has filed a memo submitting that the matter is settled out of Court. As such, the appeal be dismissed as not pressed. He has also prayed for refund of court fee.

Perused the memo.

Heard the supporting submissions from both side.

In view of the memo and supporting submissions, the appeal stands dismissed as settled out of Court. The refund of court fee if any, to be in accordance with law.

**Sd/-
JUDGE**

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