

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF JULY, 2020

BEFORE

THE HON'BLE MR. JUSTICE HEMANT CHANDANGOUDAR

WRIT PETITION NO.35498/2017 (GM-CPC)

BETWEEN:

SHANTHACHAR. S
S/O SURAPPACHAR
AGED ABOUT 84 YEARS
RETD. ENGINEER
RESIDING PRESENTLY AT BANGALORE AND
PERMNET RESIDENT OF A ROOM
12TH CROSS, DEVARAJ URS LAYOUT
A BLOCK, DAVANAGERE.

...PETITIONER

(BY SMT : VIJAYA M N, ADVOCATE)

AND:

UMESHA GOWDA PATIL B. G
S/O LATE BALACHANDRA GOWDA
AGED ABOUT 53 YEARS
OCC: ADVOCATE
R/O #218, 12TH CROSS
DEVARAJ URS LAOUT, A BLOCK
DAVANGERE.

...RESPONDENT

(BY SRI. B.G. CHANDRAMOULI, ADVOCATE)

THIS WRIT PETITION IS FILED UNDER ARTICLE 227 OF THE CONSTITUTION OF INDIA PRAYING TO QUASH THE ORDER DTD.14.2.2017 ADJOURNING THE CASE FOR FRAMING ISSUES BY THE PRINCIPAL CIVIL JUDGE AT DAVANAGERE IN O.S.No.267/2016 VIDE ANNEXURE-C AND ETC.

THIS WRIT PETITION COMING ON FOR PRELIMINARY HEARING THIS DAY, THE COURT MADE THE FOLLOWING:

O R D E R

Learned counsel for the petitioner submits that this writ petition which arises out of order dated 14.2.2017 passed by the Principal Civil Senior Civil Judge, Davangere in OS No.267/2016 does not survive for consideration in view of settlement arrived between the parties and disposal of the suit in terms of the settlement arrived.

Submission is placed on record.

Writ petition is accordingly dismissed as having become infructuous.

Sd/-
JUDGE