



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF JUNE, 2023

BEFORE

THE HON'BLE MR JUSTICE ANANT RAMANATH HEGDE

REGULAR FIRST APPEAL NO.1664 OF 2019 (DEC/INJ)

BETWEEN:

KALLICHANDA N. MUDDAPPA
S/O LATE K A NANJAPPA,
AGED ABOUT 69 YEARS,
R/AT SULUGODU BALELE VILLAGE,
PONNAMPET NAD,
VIRAJPET TALUK,
KODAGU DISTRICT-571218

...APPELLANT

(BY SRI. SACHIN B S., ADVOCATE)

AND:

P.A. SUBBAMMA
D/O LATE PONNAMMA,
W/O P A AIYAPPA,
AGED ABOUT 75 YEARS,
BLOCK NO.20, DECHOR,
MADIKERI TOWN,
NORTH KODAGU-571252

...RESPONDENT

THIS RFA IS FILED UNDER SEC.96 OF CPC AGAINST THE JUDGMENT AND DECREE DATED 07.06.2019 PASSED IN OS.NO.110/2016 ON THE FILE OF THE SENIOR CIVIL JUDGE AND JMFC, VIRAJPET DISMISSING THE SUIT FOR DECLARATION AND INJUNCTION.IN TIMECF INSUFFICIENT.

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

Digitally signed
by BELUR
RANGADHAMA
NANDINI

Location: HIGH
COURT OF
KARNATAKA



J U D G M E N T

This appeal is filed challenging the judgment and decree Dated 07th June, 2019 passed in Original Suit No.110 of 2016 on the file of Senior Civil Judge and JMFC, Virajpet.

The valuation slip filed by the appellant would reveal that the suit is valued at Rs.10.00 lakh. Hence, this appeal does not lie before this Court. Accordingly, the appeal is dismissed with liberty to the appellant to file appeal before the jurisdictional District Court. Registry to return certified copy of the judgment and decree to the appellant.

In case the appeal is filed before the jurisdictional Court, time spent before this Court in this appeal shall be considered for the purpose of limitation.

Sd/-
JUDGE