

DECREE

Date of Institution : 17.10.2022

Date of Disposal : 10.07.2023

**IN THE COURT OF THE II ADDITIONAL SENIOR CIVIL
JUDGE & CJM BELAGAVI, AT BELAGAVI**

Regular Appeal No.127/2022

BETWEEN:

1. Shri. Ashok Dattatraya Patil,
Age: 56 years, Occ: Pvt. Business,
R/o: H.No.1925, Christian Colony,
Rameshwar Nagar, Hunchanatti Road,
Macche, Belagavi.
(Abated)
2. Smt. Daisy W/o. Ashok Patil,
Age: 50 years, Occ: Household work,
R/o: H.No.1925, Christian Colony,
Rameshwar Nagar, Hunchanatti Road,
Macche, Belagavi.

....Appellants,

AND:

1. Shri. Remand Favast,
Age: 46 years, Occ: Pvt. Service,
R/o: 103, Gavisiddeswar Colony,
Gopankoppa, Hubballi,
Represented by his GPA Holder
Smt. Agnes W/o. Remand Favast
Age: 43 years, Occ: Household work,
R/o: 103, Gavisiddeswar Colony,
Gopankoppa, Hubballi.

.... Respondent

APPEAL UNDER ORDER XLI RULE 1 & 25 R/W
SECTION 96 OF CPC

This appeal coming on this day for final disposal before Sri. Shrikanta N. A., B.A. LL.B., II Addl. Senior Civil Judge & C.J.M. Belagavi, in the presence of Shri. B. A. Narasgouda, Advocate for Appellant and Shri. G. N. Patil, Advocate for Respondent.

It is ordered that,

The appeal filed by the appellant No.2 is hereby dismissed with cost.

Consequently, the judgment and decree dated 26.08.2022 passed by the learned II Additional Civil Judge and J.M.F.C., Belagavi in O.S.No. 805/2016 is hereby confirmed.

The I.A.No. II filed by the appellants under Order XLI Rule 27 read with Section 151 of CPC is hereby rejected.

In view of disposal of appeal on merits, the I.A.No.1 and 5 filed by the appellants seeking an order of stay does not survive for consideration and accordingly those applications are dismissed.

Given under my hand and seal of the Court on this 10th
day of July 2023.

Decree signed on : / /2023.

sd/-

**II Addl. Senior Civil Judge & CJM,
Belagavi.**

BILL OF COSTS

	By the Appellants Rs.	Respondents
Court fee paid on plaint by challan	8,780-00	--
Court fee on Vakalathnama	01-00	01-00
Court fee on I.A.	10-00	--
Court fee on Documents	01-00	--
Court fee on Process	08-00	--
Advocate's fee	00-00	-
Total	8,800-00	01-00

sd/-

Sheristedar
(Decree Section)

Adm.
Sheristedar

II Addl. Senior Civil Judge,
& CJM., Belagavi.