



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 4TH DAY OF SEPTEMBER, 2024

BEFORE

THE HON'BLE MR JUSTICE V SRISHANANDA

MISCELLANEOUS SECOND APPEAL NO. 3 OF 2022 (LA)

BETWEEN:

H. LINGAIAH
S/O. LATE HOMBEGOWDA,
AGED ABOUT 70 YEARS,
RESIDING AT SIDDARAMANAHUNDI VILLAGE,
VARUNA HOBLI, MYSURU TALUK.

...APPELLANT

(BY SRI. TIMMANNA BHAT, ADVOCATE)

AND:

SPECIAL LAND ACQUISITION OFFICER
KABINI RESERVOIR PROJECT,
NEAR ANDOLANA CIRCLE,
RAMAKRISHNA NAGAR,
MYSURU - 570 022.

...RESPONDENT

(BY SRI. T.P.MALIPATIL, AGA)

THIS MSA IS FILED UNDER SECTION 54(2) OF LAND ACQUISITION ACT, AGAINST THE JUDGMENT DATED 28.10.2014 PASSED IN LACA 45/2014 ON THE FILE OF THE V ADDITIONAL DISTRICT AND SESSIONS JUDGE, MYSORE, ALLOWING THE APPEAL AND MODIFYING THE JUDGMENT DATED 10.07.2007 PASSED IN LAC NO.386/2005 ON THE FILE OF THE I ADDITIONAL CIVIL JUDGE (SR.DN) AND CJM, MYSORE, PARTLY ALLOWING THE REFERENCE PETITION FILED UNDER SECTION 18 OF THE LAND ACQUISITION ACT.

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR JUSTICE V SRISHANANDA





ORAL JUDGMENT

Learned counsel for the appellant is present.

The beneficiary is not made party.

Despite granting sufficient time, appellant has not taken necessary steps to implead the beneficiary as a party/respondent.

Accordingly, the appeal is dismissed for non-prosecution.

**Sd/-
(V SRISHANANDA)
JUDGE**

AKV
List No.: 1 Sl No.: 5
CT:SK