



**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 13<sup>TH</sup> DAY OF OCTOBER, 2025**

**BEFORE**

**THE HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE**

**REGULAR SECOND APPEAL NO. 484 OF 2018 (DEC)**

**BETWEEN:**

1. CHOWDAIAH,  
S/O NANJEGOWDA,  
AGED ABOUT 74 YEARS,  
  
CHOWDEGOWDA,  
SINCE DEAD BY HIS LRS,
2. SMT SAROJAMMA,  
AGED ABOUT 58 YEARS,  
W/O LATE CHOWDEGOWDA
3. SHIVANANJU,  
S/O LATE CHOWDEGOWDA,  
AGED ABOUT 41 YEARS,
4. KANTHARAJU  
S/O ALTE CHOWDEGOWDA  
AGED ABOUT 39 YEARS,
5. SOMA,  
S/O LATE CHOWDEGOWDA,  
AGED ABOUT 36 YEARS,
6. NANJUNDA,  
S/O LATE CHOWDEGOWDA,  
AGED ABOUT 61 YEARS,
7. KRISHNEGOWDA,  
S/O LATE CHOWDEGOWDA,  
AGED ABOUT 48 YEARS,

Digitally  
signed by  
PRAMELA G V  
Location:  
HIGH COURT  
OF  
KARNATAKA



8. THIMMEGOWDA,  
S/O NANJEGOWDA,  
AGED ABOUT 53 YEARS,
9. SMT. SAKAMMA,  
W/O KARIGOWDA,  
AGED ABOUT 51 YEARS,  
R/AT BETTALLI VILLAGE  
ARAKERE HOBLI,  
SRIRANGAPATNA TALUK,  
MANDYA DISTRICT  
PIN:571415.

...APPELLANTS

(BY SRI. NARASIMHA MURTHY K.,ADVOCATE)

**AND:**

1. CHAMEGOWDA,  
S/O KARISIDDEGOWDA,  
R/AT BANNAHALLI VILLAGE,  
AREKERI HOBLI,  
SRIRANGAPATNA TALUK,  
MANDYA DISTRICT, PIN:571415.
2. JAVAREGOWDA,  
S/O HOTEL KENCHEGOWDA,  
AREKERI HOBLI,  
SIRANGAPATNA TALUK,  
MANDYA DISTRICT,  
PIN: 571415.

...RESPONDENTS

(BY SRI V D RAVIRAJ, ADVOCATE FOR R1 AND R2)

THIS RSA IS FILED UNDER SECTION 100 OF CPC,  
AGAINST THE JUDGMENT AND DECREE DATED 03.10.2017  
PASSED IN R.A.NO.5040/2016 ON THE FILE OF THE III  
ADDITIONAL DISTRICT AND SESSIONS JUDGE, MANDYA  
SITTING AT SRIRANGAPATNA, DISMISSING THE APPEAL AND  
CONFIRMING THE JUDGMENT AND DECREE DATED 08.07.2016  
PASSED IN O.S.NO.58/2012 ON THE FILE OF THE ADDITIONAL  
SENIOR CIVIL JUDGE SRIRANGAPATNA.



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

CORAM: HON'BLE MR. JUSTICE ANANT RAMANATH HEGDE

**ORAL JUDGMENT**

This appeal is against the concurrent finding in a suit for declaration and possession. Both Courts have dismissed the suit. Appeal is of the year 2018.

2. Appeal is not yet admitted. On 20.08.2025 there was no representation on behalf of the appellants. Today also there was no representation. It appears that the appellants are not interested in prosecuting the matter.

3. It is also noticed that appellant No.1 is no more and appeal filed by appellant No.1 is dismissed as abated.

Hence, appeal is ***dismissed for non prosecution.***

Sd/-  
(ANANT RAMANATH HEGDE)  
JUDGE

CHS  
List No.: 1 SI No.: 28