



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MRS. JUSTICE K.S. HEMALEKHA

REGULAR SECOND APPEAL NO.972 OF 2010 (DEC/INJ)

BETWEEN:

1. E. BALASUNDARAM
S/O P. EKAMBARAM,
AGED ABOUT 66 YEARS,

(AMENDED CARRIED OUT AS PER
COURT ORDER DATED 29.07.2024)

2. NATARAJ
S/O P. EKAMBARAM,
AGED ABOUT 54 YEARS,
3. CHOKKALINGAM
S/O P. EKAMBARAM,
AGED ABOUT 47 YEARS,

APPELLANTS NOS.1 TO 3 ARE
RESIDING AT PANDARAM LINE,
MARIKUPPAM POST, KGF.

...APPELLANTS

(BY SRI KEERTHI K.S., ADVOCATE FOR
SRI K. RAGHAVENDRA RAO, ADVOCATE;
V/O. DATED 27.06.2024, APPEAL AGAINST A-2 STANDS
DISMISSED AS ABATED)

AND:

1. MANGALA MARY
D/O P. DORAISWAMY,
AGED ABOUT 68 YEARS,
R/AT PANDARAM LINE,
GONAMAKANAHALLI LIMITS,
ROBERTSONPET HOBLI,
KGF,





BANGARPET TALUK.

2. CITY MUNICIPAL COUNCIL,
ROBERTSONPET, KGF,
REP. BY ITS COMMISSIONER.

...RESPONDENTS

(BY SRI C. PATTABIRAMAN, ADVOCATE FOR R-1;
V/O. DATED 13.04.2023 NOTICE TO R-2 IS H/S)

THIS RSA IS FILED UNDER SECTION 100 OF CPC., AGAINST
THE JUDGMENT AND DECREE DATED 25.01.2010 PASSED IN
R.A.NO.65/2002 ON THE FILE OF THE PRL. CIVIL JUDGE (SR.DN.) AT
K.G.F., PARTLY ALLOWING THE APPEAL AND SETTING ASIDE THE
JUDGMENT AND DECREE DATED 09.01.2002 PASSED IN
O.S.NO.479/1988 ON THE FILE OF THE ADDL. CIVIL JUDGE (JR.DN.)
K.G.F.

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

CORAM: HON'BLE MRS. JUSTICE K.S. HEMALEKHA

ORAL JUDGMENT

Learned counsel for the appellant submits that the
appeal has abated as against appellant Nos.1 and 2.

2. No steps have been taken.



3. Learned counsel for the appellant submits that the for want of instructions she is unable to file application for bringing the legal representatives on record.

4. For not having taken steps, the appeal stands ***dismissed for non-prosecution.***

Sd/-

JUSTICE K.S. HEMALEKHA

AT
List No.: 1 Sl No.: 41