



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF FEBRUARY, 2026

PRESENT

THE HON'BLE MR. JUSTICE JAYANT BANERJI

AND

THE HON'BLE MR. JUSTICE T.M.NADAF

REGULAR FIRST APPEAL NO. 1959 OF 2012 (PAR)

BETWEEN:

SMT. RUDRAMMA
SINCE DEAD BY LR'S

1. SMT. DEVEERAMMA
W/O BASAIAH,
AGED ABOUT 45 YEARS,
AGRICULTURIST,
R/O JIGALI VILLAGE, HARIHAR TALUK,
DAVANAGERE DISTRICT.
2. SMT. SHANTHAMMA,
W/O VIRUPAKSHAPPA,
AGED ABOUT 40 YEARS,
AGRICULTURIST,
R/O BHANUVALI VILLAGE,
HARIHAR TALUK,
DAVANAGERE DISTRICT.
3. RAJU
S/O SHIVALINGAPPA,
AGED ABOUT 38 YEARS,
AGRICULTURIST,
4. MANJUNATHA
S/O SHIVALINGAPPA,
AGED ABOUT 36 YEARS,
AGRICULTURIST,





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5. KUMAR
S/O SHIVALINGAPPA,
AGED ABOUT 34 YEARS,
AGRICULTURIST,

APPELLANTS 3 TO 5 ARE R/AT:
G. BEVINAHALLI VILLAGE,
HARIHAR TALUK,
DAVANAGERE DISTRICT

...APPELLANTS

(BY MS. DEEPASHREE, ADVOCATE)

AND:

SRI. KAREGOWDAPPA
S/O BASAVANAGOWDAPPA,
AGED ABOUT 60 YEARS,
AGRICULTURIST,
MUDAHAHALLI VILLAGE,
DAVANAGERE DISTRICT.

...RESPONDENT

(BY SRI. P.B.AJIT., ADVOCATE)

THIS RFA IS FILED U/S 96 OF CPC, AGAINST THE JUDGEMENT
AND DECREE DATED 24.07.2012 PASSED IN O.S.NO.11/2010 ON
THE FILE OF I ADDITIONAL SENIOR CIVIL JUDGE, DAVANGERE,
DISMISSING THE SUIT FILED FOR PARTITION AND SEPARATE
POSSESSION.

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

CORAM: HON'BLE MR. JUSTICE JAYANT BANERJI
and
HON'BLE MR. JUSTICE T.M.NADAF



ORAL JUDGMENT

(PER: HON'BLE MR. JUSTICE JAYANT BANERJI)

Despite the matter being called out twice, no one appears for the appellants. It appears that a memo reporting death of the sole respondent was filed by the learned counsel for the respondent on 18.01.2025. No steps have been taken by the appellants. The appeal therefore abates against the respondent. The record is consigned. Interim order, if any, stands vacated.

**Sd/-
(JAYANT BANERJI)
JUDGE**

**Sd/-
(T.M.NADAF)
JUDGE**