



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. 1016 OF 2013 (SP)

BETWEEN:

SMT.NAGARATHNA,
W/O KRISHNA SHETTY,
AGED ABOUT 53 YEARS,
R/AT NO.17,5TH CROSS,
8TH MAIN,"KUSUMA NILAYA",
BHUVANESHWARINAGAR,
T.DASARAHALLI,
HESARAGHATTA ROAD,
BANGALORE-560 057.

...APPELLANT

[BY SRI.V.THUKARAMA RAO., AVOCATE (ABSENT)]

AND:

SRI.T.A.NAGARAJ,
S/O T.T.ANJANAPPA,
AGED ABOUT 45 YEARS,
R/AT NO.8, 4TH CROSS,
80 FEET ROAD, CHANDRA LAYOUT,
NAGARBHAVI, BANGALORE-560 072.

...RESPONDENT

[BY SRI. R.P.SOMASHEKHARAIH., ADVOCATE]

THIS RFA IS FILED U/SEC.96, O-41, RULE-1 OF CPC, AGAINST THE JUDGMENT AND DECREE DATED 27.05.2013 PASSED IN O.S.9197/2007 ON THE FILE OF THE XVII ADDL. CITY CIVIL AND SESSIONS, JUDGE BANGALORE, PARTLY DECREETING THE SUIT FOR SPECIFIC PERFORMANCE.





THIS APPEAL COMING ON FOR FINAL HEARING 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 appellant.

The office report is that translated copies of the
documents, synopsis and the list of authorities have also
not been filed by the counsel for the appellant as was
directed by the orders dated 21.03.2023 and 22.07.2025.
As such, the RFA is dismissed for non-prosecution.

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

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

KGR
List No.: 1 Sl No.: 19