



IN THE HIGH COURT OF KARNATAKA AT DHARWAD

DATED THIS THE 9TH DAY OF JULY, 2026

BEFORE

THE HON'BLE MR. JUSTICE B. MURALIDHARA PAI

REGULAR SECOND APPEAL NO.100104/2025 (PAR/POS)

BETWEEN:

SMT. NINGAWWA
W/O. NINGAPPA B. PATIL,
AGE: 39 YEARS,
OCC: AGRICULTURE & HOUSEHOLD WORK,
R/O: NAGARAL, TQ: MUDHOL,
DIST: BAGALKOT – 587 113.

...APPELLANT

[BY SRI NAGARAJ J. APPANNANAVAR &
SMT. MEGHA N. APPANNANAVAR, ADVOCATES (ABSENT)]

AND:

1. SHRI LAXMAPPA
S/O. VENKAPPA GANTOTI,
AGE: 73 YEARS, OCC: AGRICULTURE,
R/O: BOMMANABUDNI, TQ: MUDHOL,
DIST: BAGALKOT – 587 112.
2. SHRI BASAPPA
S/O. VENKAPPA GANTOTI,
AGE: 75 YEARS, OCC: AGRICULTURE,
R/O: KAMAKERI, TQ: RAMDURG,
DIST: BELAGAVI – 591 130.
3. SHRI BHIMAPPA
S/O. VENKAPPA GANTOTI,
AGE: 71 YEARS, OCC: AGRICULTURE
R/O: KAMAKERI, TQ: RAMDURG,
DIST: BELAGAVI – 591 130.
4. SHRI PUNDALIK
S/O. VENKAPPA GANTOTI,





AGE: 67 YEARS, OCC: AGRICULTURE,
R/O: KAMAKERI, TQ: RAMDURG,
DIST: BELAGAVI – 591 130.

5. SMT. LAXMAWWA
W/O. NINGANAGOUDA PATIL,
AGE: 68 YEARS,
OCC: HOUSEHOLD WORK,
R/O: SUREBAN, TQ: RAMDURG,
DIST: BELAGAVI – 591 127.

6. SMT. KASTUREWWA
W/O. ANAND TATTIMANI,
AGE: 64 YEARS,
OCC: HOUSEHOLD WORK,
R/O: MIRJI, TQ: MUDHOL,
DIST: BAGALKOT – 587 313.

...RESPONDENTS

(BY SRI RAVI PATIL, ADVOCATE FOR R1 (ABSENT)
SRI G.I. GACHCHINAMATH, ADVOCATE FOR R2 TO R6;
SRI. B.M.ANGADI, ADVOCATE FOR C/R4)

THIS RSA IS FILED U/SEC. 100 OF CPC., PRAYING TO
SET ASIDE THE JUDGMENT AND DECREE PASSED BY THE
COURT OF I ADDL. DISTRICT AND SESSIONS JUDGE
BAGALKOT TO SIT AT JAMKHANDI AT JAMKHANDI IN
R.A.NO.5048/2024 DATED 16.12.2024 CONFIRMING THE
JUDGMENT AND DECREE PASSED BY THE COURT OF ADDL.
SENIOR CIVIL JUDGE AND JMFC MUDHOL IN O.S.NO.170/2020
DATED 26.06.2024 AND ALLOW THE REGULAR SECOND
APPEAL WITH COSTS, IN THE INTEREST OF JUSTICE AND
EQUITY.

THIS APPEAL, COMING ON FOR ADMISSION THIS DAY,
ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE B. MURALIDHARA PAI



ORAL ORDER

Learned Counsel for Respondent Nos.2 to 6 is present.

2. No representation for the Appellant till 2:34 P.M.

3. Though this appeal was filed on 16.01.2025, the Appellant is not showing any interest in prosecuting the appeal. The order sheet reveals that on every date of hearing the matter was adjourned at the request of the Appellant. Taking note of the conduct of the Appellant, this Court, by Order dated 02.07.2026 directed the Appellant to address his arguments for admission on this day with a clear warning that in default, the appeal will be dismissed for non-prosecution.

4. Despite such an order, the Appellant has neither appeared before the Court nor prosecuted the appeal. Hence, the appeal is ***dismissed for non-prosecution.***



**NC: 2026:KHC-D:9231
RSA No. 100104 of 2025**

In view of the disposal of the appeal, the pending I.As., if any, stand disposed of, as they do not survive for consideration.

**Sd/-
(B. MURALIDHARA PAI)
JUDGE**

ASN/CT: ASC
List No.: 1 Sl No.: 30