

IN THE HIGH COURT OF KARNATAKA
CIRCUIT BENCH AT DHARWAD

DATED THIS THE 6th DAY OF JULY, 2012

BEFORE

THE HON'BLE MR.JUSTICE RAM MOHAN REDDY

R.S.A. NO.811 OF 2007 (INJ)

BETWEEN

1. JUJEMARI NIKALANV FERNANDES
AGED ABOUT 52 YRS
2. ANTHON NIKALANV FERNANDES
AGED ABOUT 51 YRS

BOTH ARE R/AT AGASEBAGIL VILLAGE
SIRSI TALUK
UTTARA KANNADA DISTRICT

... APPELLANTS

(BY SRI. V P KULKARNI, ADV.)

AND

ANDRU KAITAN D'SOUZA
SINCE DECD BY LRS

1. ESTELL
W/O ANDRU D'SOUZA
AGE MAJOR
2. SOBINA
W/O PETER RUZARIO
AGED ABOUT 63 YRS

3. KHAITAN
S/O ANDRU D'SOUZA
AGED ABOUT 62 YRS
4. INTRU
S/O ANDRU D SOUZA
AGED ABOUT 54 YRS
5. NATALIA
W/O PIAS GHAM
AGED ABOUT 49 YRS
6. ANTON ANDRU D'SOUZA
AGED ABOUT 47 YRS
7. NELSON
S/O ANDRU ND SOUZA
AGED ABOUT 39 YRS

ALL ARE R/AT NILEKANI VILLAGE
SIRSI TALUK
UTTARAKANNADA DISTRICT

... RESPONDENTS

(BY SRI. HEDGE, NEERALAGI & PATIL, ADVS. FOR
R1, R4 AND R6
SRI. JEEVAN J. NEERALAGI, ADV. FOR C/R4
R2, R3, R5 AND R7 - SERVED)

THIS RSA IS FILED U/S. 100 OF CPC AGAINST THE
JUDGEMENT & DECREE DATED: 23.12.2006 PASSED IN
R.A.NO. 16/1996 ON THE FILE OF THE CIVIL JUDGE (SR.DN.),
SIRSI, ALLOWING THE APPEAL AND SETTING ASIDE THE
JUDGEMENT AND DECREE DATED: 31/1/1996 PASSED IN
OS.NO.156/1986 ON THE FILE OF THE ADDL.MUNSIFF, SIRSI.

THIS RSA COMING ON FOR ORDERS THIS DAY, THE
COURT DELIVERED THE FOLLOWING:

JUDGMENT

There is non compliance with the order of this Court dt. 21.6.2012 with regard to payment of cost of Rs.1,000/- and filing of paper book. Hence, the appeal is dismissed.

**SD/
JUDGE**

ln.