



**IN THE HIGH COURT OF KARNATAKA,
DHARWAD BENCH**

DATED THIS THE 5TH DAY OF AUGUST, 2024

BEFORE

THE HON'BLE MS. JUSTICE JYOTI MULIMANI

REGULAR FIRST APPEAL NO. 100172 OF 2020 (PAR/POS)

BETWEEN:

BASANGOUDA S/O. SIDDANAGOUDA PATIL
@ DODDAGOUDAR, AGE: 66 YEARS,
OCC: AGRICULTURE,
R/O: SHIVA PARVATI NILAYA,
KALMESHWAR COLONY,
SAIDAPUR, DHARWAD-580 001.

...APPELLANT

(BY SRI. S.S.BETURMATH., ADVOCATE FOR
SRI. K.L.PATIL., ADVOCATE)

AND:

1. HANAMANTAPPA
S/O. YALLAPPA BIDARGADDI,
AGE: 51 YEARS, OCC: SERVICE,
R/O: YADAWAD,
TQ: AND DIST: DHARWAD-580 001.
2. SMT. NAGAVVA W/O. SHIVAPPA GURAGAD,
AGE: 53 YEARS, OCC: COOLIE,
R/O: KARIKATTI, TQ: SAUNDATTI,
DIST: BELAGAVI-590 001.
3. SMT. GANGAVVA W/O. BASAPPA BASAPUR,
AGE: 45 YEARS, OCC: COOLIE,
R/O: MANTUR, TQ: HUBBALLI,
DIST: DHARWAD-580 001.
4. BHIMAPPA S/O. YALLAPPA BIDARAGADDI,
AGE: 73 YEARS, OCC: COOLIE,



R/O: BIDARAGADDI ONI, NARENDRA,
TQ: AND DIST: DHARWAD-580 001.

5. NINGAPPA S/O. YALLAPPA BIDARAGADDI,
AGE: 43 YEARS, OCC: COOLIE,
R/O: BIDARAGADDI ONI, NARENDRA,
TQ: AND DIST: DHARWAD-580 001.

...RESPONDENTS

THIS REGULAR FIRST APPEAL IS FILED UNDER SECTION
96 OF CODE OF CIVIL PROCEDURE, 1908.

THIS REGULAR FIRST APPEAL IS LISTED FOR ORDERS,
THIS DAY, AN ORDER IS MADE AS UNDER:

ORAL ORDER

Sri.S.S.Beturmath., learned counsel on behalf of
Sri.K.L.Patil., for the appellant has appeared in person.

The appeal is listed today for orders regarding non-
compliance of office objections.

Counsel for the appellant submits that short
accommodation may be granted to comply with the office
objections.

This Court is not inclined to grant further time for
compliance of office objections. The reason is simple. A perusal
of the daily order sheet reveals that on 05.03.2022 the appeal
was listed before the Addl. Registrar (Judicial), on that day,



three weeks time was granted to comply the office objections. Thereafter, the appeal was listed before the Court on several dates and sufficient time was granted to comply the office objections. Once again the appeal was listed on 04.04.2024 and finally, three weeks time was granted to comply the office objections. Despite granting time, office objections are not complied with.

A perusal of the entire order sheet reveals that despite giving sufficient opportunities, the office objections are not complied with. Furthermore, the appeal is of the year 2020. Now we are in the month of August 2024. The appeal is pending for almost four years. It appears that the appellant is not diligent in prosecuting the appeal. Hence, the Regular First Appeal is ***dismissed*** for non-compliance of office objections.

**Sd/-
(JYOTI MULIMANI)
JUDGE**

MRP
LIST NO.: 1 SL NO.: 19