



IN THE HIGH COURT OF KARNATAKA, AT DHARWAD
DATED THIS THE 24TH DAY OF MARCH 2026
BEFORE
THE HON'BLE MRS JUSTICE GEETHA K.B.
REGULAR SECOND APPEAL NO. 100843 OF 2023 (MON)

BETWEEN:

BABA ENTERPRISES,
SHOP NO.6, BLUE STAR COMPLEX NEELIGIN,
REPRESENTED BY ITS PROPRIETOR,
SRI. SANKAPPA S/O. BASAPPA ATHANI,
AGE: 71 YEARS, OCC: BUSINESS,
R/O. RAJAJI NAGAR, HUBLI-580029.

...APPELLANT

(BY SRI. M.B. KANAVI, ADVOCATE)

AND:

1. ASHWIN SALES CORPORATION,
SHOP NO.12, MADIMAN COMPLEX,
NEELIGIN ROAD, HUBLI,
A PARTNERSHIP FIRM
REPRESENTED BY ITS PARTNER,
SHRI AMIT S/O. GOUTAM BETALA,
AGE: MAJOR, OCC: BUSINESS,
R/O. HUBLI-580029.
2. SMT. G. DEVAKI,
AGE: MAJOR, OCC: CONTRACTOR,
R/O. II FLOOR, BLUE STAR COMPLEX,
NEELIGIN ROAD, HUBLI-580029.
3. SRI. IMTIYAZ M. MULLA,
AGE: MAJOR, OCC: CONTRACTOR,
R/O. 797, DESHPANDE GALLI,
NEAR MABOOSUBHANI DARGHA, KUNDGOL-581113.

...RESPONDENTS



NC: 2026:KHC-D:4490
RSA No. 100843 of 2023

THIS RSA IS FILED UNDER SECTION 100 OF CPC, PRAYING TO CALL FOR RECORDS; SET ASIDE THE JUDGMENT AND DECREE DATED 17.02.2023 IN R.A.NO.27/2014 PASSED BY THE I ADDITIONAL DISTRICT AND SESSIONS JUDGE DHARWAD, SITTING AT HUBBALLI AND ALSO CONSEQUENTLY SET ASIDE THE JUDGMENT AND DECREE DATED 21.12.2013 PASSED BY THE II ADDITIONAL SENIOR CIVIL JUDGE, HUBBALLI IN O.S.NO.132/2009, BY ALLOWING THE SUIT OF THE PLAINTIFF IN THE INTEREST OF JUSTICE AND EQUITY AND ETC.

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

CORAM: THE HON'BLE MRS JUSTICE GEETHA K.B.

ORAL ORDER

The learned counsel for the appellant, Sri M. B. Kanavi, has filed memo dated 19.02.2026 accompanied by the affidavit of proprietor of appellant firm stating that the parties have settled the dispute in Execution Petition No.153/2023, along with a copy of the order sheet of the said execution petition.

In view of the settlement between the parties, appeal is dismissed as withdrawn. Registry to refund admissible court fee on proper identification.

Sd/-
(GEETHA K.B.)
JUDGE

gab/CT-MCK
LIST NO.: 1 SL NO.: 5