NC: 2024:KHC:43892
*RSA No. 767 of 2019*

**IN THE HIGH COURT OF KARNATAKA AT BENGALURU**

**DATED THIS THE 30TH DAY OF OCTOBER, 2024**

**BEFORE**

**THE HON'BLE MS. JUSTICE JYOTI MULIMANI**

**REGULAR SECOND APPEAL NO. 767 OF 2019**

**BETWEEN:**

SRI. S.M.MANJUNATHA
S/O LATE MUSLAPPA,
AGED ABOUT 53 YEARS,
R/AT SONDEKERE VILLAGE,
HIRIYUR TALUK,
CHITRADURGA DISTRICT-572 599.

...APPELLANT

(BY SRI. MAHESH., ADVOCATE FOR
SRI. SIDDAMALLAPPA.P.M., ADVOCATE)

**AND:**

1. SRI. S.M.SUBRAMANYA
S/O LATE MUSLAPPA,
AGED ABOUT 50 YEARS,
R/AT SONDEKERE VILLAGE,
HIRIYUR TALUK,
CHITRADURGA DISTRICT-572 599.

2. SMT. S.M.MANJULA
W/O KRISHNAPPA,
AGED ABOUT 46 YEARS,
R/AT PEDDAMPALLY VILLAGE,
HINDUPURA MANDAL,
MADAKASIRA TALUK,
ANANTHAPURA DISTRICT,
ANDRA PRADESH STATE-515 301.

3. SMT. SUMADEVI
W/O ANANTHAPPA,
AGED ABOUT 44 YEARS,

Digitally signed by
PREMCHANDRA
M R
Location: High
Court of Karnataka

R/AT KENGURUBARAHATTY VILLAGE,
THONDIAGANAHALLY,
BANAVARA HOBLI, ARASIKERE TALUK,
HASSAN DISTRICT-573 112.

…RESPONDENTS

(BY SRI. B.M.SIDDAPPA., ADVOCATE FOR R1 TO 3)

THIS REGULAR SECOND APPEAL IS FILED UNDER SECTION 100 OF THE CODE OF CIVIL PROCEDURE, 1908, SEEKING CERTAIN RELIEFS.

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

**ORAL ORDER**

Sri.Mahesh., counsel on behalf of Sri.Siddamallappa.P.M., for the appellant has appeared in person.

As could be seen from the appeal papers, a memo has been filed by counsel for the respondents furnishing the true copy of the death certificate stating that Sri.S.M.Manjunatha - the sole appellant died on 23.04.2020.

Memo along with the true copy of the death certificate is placed on record.

A perusal of the same depicts that the sole appellant died on 23.04.2020. The application to bring the legal

representatives of deceased sole appellant is not filed. By operation of law, the Regular Second Appeal ***abates***.

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

MRP
List No.: 2 Sl No.: 15.1