NC: 2024:KHC:40704
MSA No. 12 of 2023

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 30TH DAY OF SEPTEMBER, 2024

BEFORE

THE HON'BLE MR JUSTICE V SRISHANANDA

MISCELLANEOUS SECOND APPEAL No.12 OF 2023

BETWEEN:

1. SMT.JAYAMMA
   W/O LATE RAME GOWDA,
   AGED ABOUT 75 YEARS,
   R/AT KADAVEKATTEHUNDI VILLAGE,
   VARUNA HOBLI, MYSORE TALUK
   AND DISTRICT -570010

...APPELLANT

(BY SRI. MANJUNATH N D, ADVOCATE)

AND:

1. THE SPECIAL LAND ACQUISITION OFFICER
   KABINI RESERVOIR PROJECT,
   MYSURU -570001

...RESPONDENT

Digitally signed by MALATESH K C
Location: HIGH COURT OF KARNATAKA

THIS MSA IS FILED UNDER ORDER 54(2) OF LAND ACQUISITION ACT AGAINST THE JUDGMENT AND DECREE DATED 10.12.2014 PASSED IN LAC.APPEAL NO.16/2012 ON THE FILE OF THE V ADDITIONAL DISTRICT AND SESSIONS JUDGE, MYSORE ALLOWING THE APPEAL AND MODIFYING THE JUDGMENT AND AWARD DATED 4.07.2006 PASSED IN LAC NO.31/2005 ON THE FILE OF THE I ADDITIONAL CIVIL JUDGE (SR.DN.) AND CJM, MYSORE. PARTLY ALLOWING REFERENCE PETITION FILED UNDER SECTION 18 OF LAND ACQUISITION ACT.

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

CORAM: HON'BLE MR JUSTICE V SRISHANANDA

ORAL ORDER

Deficit Court Fee is not paid despite granting sufficient time. On the previous date of hearing, learned counsel for the appellant had undertaken to pay the deficit court fee, positively today. Even today, deficit court fee is not paid.

Appeal is of the year 2023. It is more than an year that appellant has not paid the deficit court fee to entertain the appeal.

Accordingly, appeal stands ***dismissed*** for non prosecution.

Sd/-
(V SRISHANANDA)
JUDGE

kcm
List No.: 2 Sl No.: 1