

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 23RD DAY OF JULY 2004

BEFORE

THE HON'BLE MR. JUSTICE H.BILLAPPA

CIVIL REVISION PETITION NO.2819/2003 C/W
NO.475/2004

BETWEEN:

Cheluvaiah,
Aged 72 years,
S/o late Chikka Cheluvaiah,
Residing at No.2266/6,
Rama Mandir Road, Paduvarahalli,
Mysore. **COMMON PETITIONER**

(By Sri.H.C.Shivaramu, Adv.)

AND:

1. Bettanna,
Aged 68 years,
2. Krishna,
Aged 60 years,

Both sons of late Chikka Cheluvaiah,
Residing at No.2266/6,
Ramamandira road,
Paduvarahally, Mysore.

3. Padmamma w/o late Narayana,
Aged about 50 years,
4. Prakash S/o late Narayana,
Aged 50 years,
5. Manjula D/o late Narayana,
Aged 30 years,
6. Mamatha D/o late Narayana
Major,
All residing at No.2266/6,

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Rama Mandira road,
Paduvarahally, Mysore.

7. Smt. Kalyanamma,
W/o Rama and D/o late Chikka Cheluvaiiah,
Major, R/at D.No.118, Paparam street,
Nazirbad, Mysore. **COMMON RESPONDENTS**

(By Sri.S.A.Maruthi Prasad, Adv)

These C.R.Ps are filed under Section 115 of CPC against the order dated 4.8.03 passed on I.A.No13 and 14 in O.S.No.140/1993 on the file of the I Addl. Civil Judge(Sr.Dn.), Mysore, dismissing I.A.No.13 filed u/s. 151 of CPC for reopening the case, for summoning the documents and examining the witnesses and I.A.No.14 filed u/o 16 R 1 and 2 of CPC for summoning the documents and give evidence.

These C.R.Ps coming on for admission this day, the Court made the following:

O R D E R

The learned Counsel for the petitioner has filed a memo seeking permission to withdraw the revision petition reserving liberty to file a writ Petition.

2. Memo is taken on record.

3. Accordingly, the Civil Revision Petition is dismissed as withdrawn reserving liberty as prayed in the memo.

Sd/1
Judge

Srl.