

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 21<sup>ST</sup> DAY OF SEPTEMBER 2004

BEFORE

THE HON'BLE MR.JUSTICE H.G.RAMESH

**CIVIL REVISION PETITION NO.605/2004**

**BETWEEN :**

Sri. Gadigeppa, age 65 years,  
S/o Chanabasappa Sankadal,  
Occn: Agriculturist,  
Resident of Yalavigi,  
Taluk Savanur, District Haveri.

PETITIONER

(Sri. P.A.Kulkarni, Adv.)

**AND:**

1. Hanumantappa, age: 60 years,  
Son of Parasappa Dollin,  
Occn: Agriculturist,  
Resident of Yalavigi,  
Taluk: Savanur, District: Haveri.

2. Smt. Savakka, age: 52 years,  
Wife of Hanamantappa Dollin,  
Occn: Household work,  
Resident of Yalavigi,  
Taluk: Savanur, District: Haveri.

RESPONDENTS

(M/s. M.Ram Bhat & Sreepada Associates,  
Advs. for R-1 & 2)

This CRP filed under Section 115 CPC against the order dated 4.3.2004 passed on IA.No.IX in O.S.No.32/1983 on the file of the Civil Judge (Jr.Dn.), Savanur, dismissing the petition filed by the petitioner herein u/o VI R 17 CPC to permit him to insert a consequential relief of possession.

This CRP coming on for admission, this day, the Court made the following:

**ORDER**

In view of amendment to Section 115 of CPC by Act No.46 of 1999, this Revision Petition presented against an interlocutory order made in the suit is not maintainable and is accordingly dismissed. However, this order of dismissal will not come in the way of the petitioner availing of any other legal remedy as against the impugned order.

2. Registry to return certified copy of the impugned order, if applied for.

Revision Petition dismissed as not maintainable.

Hkh/ck

Sd/-  
Judge