

Case called out.

No representation for petitioner and his counsel.

This is a miscellaneous petition filed by the petitioner against the respondent for setting aside to Judgment and Decree passed in O.S. 713/2013 Dtd. 04-12-2015.

In this even after giving sufficient opportunity petitioner has failed to appear before this court and also to adduce his evidence. On the other hand advocate for respondents submits that the Respondent has received the entered decretal amount and the matter is settled out of court between the parties and hence sought for dismissal of the petition.

In view of the observations made above and for the reasons stated there in miscellaneous petition filed by the petitioner is hereby dismissed for non prosecution.

Addl. Civil Judge,
Davangere.