

2 ITEM NO.5

COURT NO.5 SECTION XII  
S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

I.A. 5-8/2015, I.A. 9-12/2015, I.A. 13-16/2015 in Civil Appeal  
No(s). 3033/2006

THE CORPORATION OF MADRAS AND ANOTHER Appellant(s)  
VERSUS

M. PARTHASARATHY AND OTHERS Respondent(s)  
(for substitution and c/delay in filing substitution appln. and  
setting aside an abatement)

Date : 04/03/2016 These applications were called on for hearing  
today.

CORAM :

HON&#39;BLE MR. JUSTICE ABHAY MANOHAR SAPRE  
[IN CHAMBER]

For Appellant(s) Mr. M. Yogesh Kanna, Adv.  
Mr. Jayant Patel, Adv.

For Respondent(s) Mr. R. Chandrachud, Adv.

Ms. Aruna Mathur, Adv.  
for M/s Arputham Aruna & Co.

UPON hearing the counsel the Court made the following

O R D E R

IA Nos. 5-8/2015(Appln. for bringing on record LRs of  
deceased R4), IA Nos. 13-16(Application for c/delay in  
filing substitution application) and IA Nos.  
9-12(Applications for setting aside of abatement) are  
allowed as in my view, the right to sue and prosecute the  
lis survive and is devolved upon the legal representatives.  
So far as delay in filing these applications is concerned,  
it is condoned subject to payment of costs of Rs. 5000/-.

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The appellant(s) to pay the costs to the legal  
representatives of respondent no. 4 within one month from  
today by cheque, in the name of one of the legal  
representative of respondent no. 4, and be handed over to  
their learned counsel to enable her to hand over the same  
to the party concerned.

(DEEPAK MANSUKHANI)

COURT MASTER

(INDU POKHRIYAL)

COURT MASTER