

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL No.4216 OF 2010

V. RAMAMURTHY

.....APPELLANT

Versus

GAJARAJU (D) BY LRS.

.....RESPONDENTS

O R D E R

Heard learned senior counsel for the parties.

This Court passed the following order on 04.03.2013 while hearing I.A.No.8 of 2012 in Civil Appeal No.4216 of 2010:

"Mr.Basava Prabhu S.Patil, learned senior advocate, at whose instance this application was adjourned on October 15, 2012, very fairly states that it appears that the statements made in the application in regard to no payment of rent are correct and undeniable. He further states that the lessee has expired and after his death rent is not being paid for the tenement in question which is 99/1, East Park Road, Malleswaram, Bangalore, Karnataka.

That being the position, an order of eviction must follow. We, accordingly, set aside the orders of the courts below insofar as the aforesaid tenement is concerned and direct for eviction of the lessee's heirs, the present occupant of the tenement.

I.A.No.8 of 2012 stands disposed of."

We are informed that no application for recall of the aforesaid order has been filed. It is therefore apparent that the order dated 04.03.2013 has attained finality.

In the above view of the matter, the instant civil appeal has been rendered infructuous in terms of the order dated 04.03.2013 passed in I.A.No.8 of 2012 in Civil Appeal No.4216 of 2010 and is disposed of accordingly.

.....J.  
( JAGDISH SINGH KHEHAR )

.....J.  
( ARUN MISHRA )

NEW DELHI,  
NOVEMBER 26, 2014.

ITEM NO.117

COURT NO.4

SECTION IVA

S U P R E M E C O U R T O F I N D I A  
 RECORD OF PROCEEDINGS  
Civil Appeal No(s).4216/2010

V.RAMAMURTHY

Appellant(s)

VERSUS

GAJARAJU(D) BY LRS.

Respondent(s)

(With appln. (s) for directions and office report)

WITH C.A. No. 4217/2010

(With Office Report)

C.A. No. 4219/2010

(With Office Report)

Date : 26/11/2014 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR

HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s)

Mr.Shyam Diwan, Sr.Adv.

Ms.Pallavi Tayal Chadda, Adv.

Mr. Chanchal Kumar Ganguli, Adv.

For Respondent(s)

Mr.Basava Prabhu S.Patil, Sr.Adv.

Mr.B.Subrahmanya Prasad, Adv.

Mr.Anirudh Sanganeria, Adv.

Mr. V. N. Raghupathy, Adv.

Upon hearing the counsel the Court made the following

O R D E R

C.A.No.4216 of 2010

The appeal is disposed of in terms of the signed order.

C.A.Nos.4217/2010 and 4219/2010

List on 27.11.2014.

To be taken up as Item No.1.

(SATISH KUMAR YADAV)

(RENUKA SADANA)

COURT MASTER

COURT MASTER

(Signed order in C.A.No.4216/2010 is placed on the file)