

SUPR EME COU R T OF I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 7884 OF 2001

A. ABITHA BEGUM Appellant (s)

VERSUS

PANDIAN(DEAD)BY LRS. Respondent(s)

(With office report)

Date: 14/07/2009 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU
HON'BLE MR. JUSTICE H.L. DATTU

For Appellant(s) Mr. B. Sridhar, Adv.
Mr. K. Ram Kumar,Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

Despite service of notice on the legal heirs of deceased
respondent, no one has filed vakalatnama/appearance on their
behalf.

Heard learned counsel for the appellant.

The appeal is dismissed with no order as to costs in
terms of the signed order.

(Ajay Kr. Jain)
Court Master

(Indu Satija)
Court Master

(Signed order is placed on the file)
IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 7884 OF 2001

A. Abitha Begum Appellant(s)

Versus

Pandian (Dead) by Lrs. Respondent(s)

ORDER

Despite service of notice on the legal heirs of deceased
respondent, no one has filed vakalatnama/appearance on their behalf.

Heard learned counsel for the appellant.

Since no issue had been framed as to whether the appellant had purchased the suit property from the original owner, we find no merit in this appeal. It is dismissed accordingly. However, it is open for the appellant to file a fresh suit against the respondent-tenant and if she does so, the same shall be decided in accordance with law.

Appeal dismissed. No order as to costs.

(MARKANDEY KATJU)

.....J.

(H.L. DATTU)

.....J.

NEW DELHI
JULY 14, 2009.