

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.1102-1103 OF 2016
(Arising out of SLP(C)Nos.20521-20522 of 2011)

P. PRAMILA RANI ... APPELLANT(S)

VS.

NARASAMMA & ORS. ... RESPONDENT(S)

J U D G M E N T

ANIL R. DAVE, J.

1. Leave granted.

2. While hearing these appeals, by an order dated 21 st

September, 2015 we had directed that additional evidence

be adduced before the trial court and in pursuance of the

said order, learned 1st Additional Civil Judge (Sen

Division), Bangalore Rural District, Bangalore,

Original Suit No.71/1999, had permitted the parties

lead further evidence so as to know whether the present

appellant - P. Pramila Rani is daughter of Late

A. Punnuswamy Naidu.

3. We have received report of the learned Judge on 23rd

January, 2016, along with the evidence adduced before the

said Court, in a sealed cover. It was opened and upon

Signature Not Verified

perusal thereof we found that the appellant has adduced

Digitally signed by

Sarita Purohit

Date: 2016.02.13

10:37:10 IST

Reason:

sufficient evidence to show that she is the daughter of

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Late Shri A. Punnuswamy Naidu.

4. In the circumstances, we set aside the impugned

judgments of the High Court (i) dated 10th November, 2010

passed in Regular First Appeal No.266/2005; and (ii) dated

10th January, 2011 passed in Review Petition No.484/2010, and remit the matters to the High Court so that the High Court can decide them afresh after considering the evidence, which had been adduced before the trial Court, in pursuance of our order dated 21st September, 2015.

5. The parties shall appear before the High Court on 8th March, 2016 so that a date for further hearing can be decided. We are sure that the High Court shall do the needful at an early date.

6. The appeals are allowed with no order as to costs. Pending application, if any, stands disposed of.

7. The Registry shall send the report received from the learned 1st Additional Civil Judge (Senior Division), Bangalore Rural District, Bangalore, containing additional evidence adduced before the trial Court, in a sealed cover, to the High Court for its consideration.

.....J.
[ANIL R. DAVE]

.....J.
[ADARSH KUMAR GOEL]

New Delhi;
8th February, 2016.

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ITEM NO.1 COURT NO.2 SECTION IVA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) Nos.20521-20522/2011

(Arising out of impugned final judgment and order dated 10/11/2010 in RFA No.266/2005 and dated 10/01/2011 in RP No.484/2010 passed by the High Court Of Karnataka At Bangalore)

P.PRAMILA RANI Petitioner(s)

VERSUS

NARASAMMA & ORS. Respondent(s)
(With interim relief and office report)

Date : 08/02/2016 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ANIL R. DAVE
HON'BLE MR. JUSTICE ADARSH KUMAR GOEL

For Petitioner(s) Mr. Prashant Kumar,Adv.

Ms. Triveni Poteker, Adv.
For Mr. Merusagar Samantaray, Adv.

For Respondent(s) Ms. Kiran Suri, Sr. Adv.
Mr. C.V. Nagesh, Sr. Adv.
Mr. S.J. Amith, Adv.
Mr. Gautam Kumar, Adv.
For Dr. (Mrs.) Vipin Gupta, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeals are allowed with no order as to costs in
terms of signed Non-reportable judgment.

(Sarita Purohit)
Court Master

(Sneh Bala Mehra)
Assistant Registrar

(Signed Non-reportable judgment is placed on the file)