

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). 7176 OF 2002

I.J. GONSALVIS

Appellant (s)

VERSUS

PHILIPS ALFRED MALVIN & ORS

Respondent(s)

(With appln(s) for urging addl. grounds and office report)

Date: 06/04/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

HON'BLE MR. JUSTICE R.M. LODHA

For Appellant(s)

Mr. T.L.Viswanatha Iyer, Sr.Adv.

Mr. T.G. Narayanan Nair,Adv.

Mr. K.N. Madhusoodanan, Adv.

For Respondent(s)

Mr. Romy Chacko,Adv.

Ms. J. Mishra, Adv.

UPON hearing counsel the Court made the following

O R D E R

Heard learned counsel for the parties.

Perusing the previous order dated 25.2.2010,

learned counsel for the respondent has filed an additional affidavit raising therein several constitutional questions and in a way attacking the vires of Section 34 of the Indian Succession Act. Since the question relating to vires of a Parliamentary Statute has been raised, notice may be given to the office of the learned Attorney General. Service of notice be effected by 9th April, 2010 with a copy of entire paper book consisting of copy of this affidavit.

List the case on 16th July, 2010.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master