

ITEM NO.14

COURT NO.11

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

I.A. No. 7/2014, I.A. No.8/2014, I.A. No.9/2014, I.A. No.10/2014,
I.A. No.11/2015 in Petition(s) for Special Leave to Appeal (C) No.
19590/2010

(Arising out of impugned final judgment and order dated 16/12/2009
in RFA No. 609/2004 16/12/2009 in RFA No. 609/2004 passed by the
High Court of Karnataka at Bangalore)

KANTHARAJU (D) BY LRS.

Petitioner(s)

VERSUS

YASHODAMMA (D) BY LRS.& ORS.

Respondent(s)

(for recalling the Court's order and substitution of l.Rs of the
deceased respondent and c/delay in filing substitution appln. and
office report)

Date : 21/01/2016 This application was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.K. AGRAWAL
[IN CHAMBERS]

For Petitioner(s) Mr. Sharan Thakur, Adv.
Mr. Vijay Kumar Paradeshi, Adv.
Dr. Sushil Balwada, Adv.

For Respondent(s) Mr. G. N. Reddy, Adv.

Mr. Arun Singh, Adv.
Mr. B. V. Bandarkar, Adv.

Mr. Naresh Kumar, Adv.
Mrs. Vaijyanthi Girish, Adv.

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

Heard counsel for the petitioner.

The order dated 04.12.2014 dismissing the Special
Leave Petition is recalled and restored to its original
number.

Respondent No.2 has died on 21.6.2010. leaving behind his legal representatives as mentioned in paragraph No.5 of the application. Respondent No.5 has died on 28.11.2010 leaving behind legal representatives as mentioned in paragraph No.6 of the application.

Application for condonation of delay of 222 days in filing substitution application of respondent No.2 and delay of 70 days for filing substitution application of respondent No.5. Cause shown is sufficient. Delay in filing substitution application for respondent Nos.2 & 5 is condoned. Abatement, if any, is set aside.

Respondent No. 2 has died on 21.6.2010 leaving behind his legal representatives as mentioned in paragraph No.5 of the application. The name of respondent No. 2 be deleted from the array of parties and in his place the name of his legal representatives as mentioned in paragraph No.5 of the application be brought on record.

Respondent No. 5 has died on 28.11.2010 leaving behind her legal representatives as mentioned in paragraph No.6 of the application. The name of respondent No.5 be deleted from the array of parties and in her place the names of her legal representatives as mentioned in paragraph No.6 of the application be brought on record.

Amended cause title be filed within four weeks.

Respondent No. 4 has died on 07.02.2012. Substitution application has been filed alongwith an application for condonation of delay of 561 days in filing substitution application.

Cause shown is sufficient. Delay of 561 days in filing substitution application is condoned. Abatement, if any, is set aside.

Respondent No.4 has died on 07.02.2012 leaving behind her legal representatives as mentioned in paragraph No.2 of the application. The name of respondent No.4 be

deleted from the array of parties and in her place the names of her legal representatives as mentioned in paragraph No.2 of the application be brought on record.

Amended cause title be filed within four weeks.

(RASHMI DHYANI)
SR.P.A.

(SUMAN JAIN)
COURT MASTER