

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. 7/2015, I.A. 2/2015, I.A. 3/2015, I.A. 4/2015 in Civil Appeal
No. 2530/2000

GURUSWAMY

Appellant(s)

VERSUS

DY.COMMNR., SHIMOGA DISTT.
& ORS

Respondent(s)

(for substitution of Lrs. of the deceased respondent and c/delay in
filing substitution appln. and setting aside an abatement)

Date : 09/09/2015 These I.As. were called on for hearing today.

CORAM :

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

For Appellant(s)

Mr. R. S. Hegde, Adv.
Ms. Shanti Prakash, Adv.
Mr. Farhat Jahan Rehmani, Adv.
Mr. Rajeev Singh, Adv.

For Respondent(s)

Mr. V. N. Raghupathy, Adv.
Ms. Sangeeta Kumar, Adv.

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

An application has been filed seeking condonation of
delay of 1380 days in filing substitution application for
bringing on record the Lrs. of deceased Respondent No. 4.
Cause shown is sufficient. Delay is condoned.

An application has been filed for substitution of Lrs. of
Respondent no. 4 who died on 17th July, 2002 leaving behind
Lrs. mentioned in paragraph 3 of the application. Application
is allowed. Names of Lrs. mentioned in paragraph 3 of the
application be substituted in place of the deceased Respondent
No. 4.

An application has been filed for setting aside the abatement as against Respondent No. 4 who died on 17th July, 2002. The application is allowed. Abatement is set aside.

An application has been filed seeking amendment of application for substitution by deletion of the names of the Lrs. mentioned in paragraph 2 at serial nos. 2 to 5 of the application, on the ground that Respondent No. 4 had, in fact, left behind only two representatives mentioned at serial nos. 1 and 6. Application is allowed.

Amended cause title be filed within four weeks from today.

(RASHI GUPTA)
Sr.P.A.

(SNEH LATA SHARMA)
COURT MASTER