

SUPR EME COUR T OF I N D I A
RECORD OF PROCEEDINGS

I.A.NOS.3 & 4 IN CIVIL APPEAL NO(s). 5867-5868 OF 2005

SHIVAGOUDA R. PATIL (D) BY PROP. LRS. Appellant (s)
VERSUS

MALAGOUDA BHIMAGOUDA PATIL & ANR. Respondent(s)

I.A.NO.3 : (APPLN. FOR BRINGING LRS. OF DECEASED RESPONDENT
NO.1 ON RECORD)

I.A.NO.4 : (APPLN. FOR C/DELAY IN FILING APPLN. FOR
SUBSTITUTION)
(WITH OFFICE REPORT)

Date: 13/08/2009 These Appeals were called on for mentioning today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE DR. JUSTICE MUKANDAKAM SHARMA

For Appellant(s)
Ms.Anjana Chandrashekar,Adv.

For Respondent(s)
Mr. S.J. Amith, Adv.
Ms. Nazneen Ahmed, Adv.

UPON being mentioned, the Court made the following
ORDER

This matter was mentioned before Hon'ble Mr. Justice
rd
Dalveer Bhandari with regard to the Order dated 3 August,
2009 while acting as a Chamber Judge.

rd
On 3 August, 2009 this Court made the following order
in the above matter :
"There is a delay of 366 days in filing the application for
substitution.

I.A. No.4 - Application for condonation of delay in filing
application for substitution is allowed.

Abatement is set aside.

I.A. No.3 - Application for bringing legal representatives
of Respondent No.1 on record is allowed subject to costs of
Rs.5,000/- to be deposited with the Supreme Court Legal
Services Committee within two weeks failing which I.A. Nos.3
and 4 shall stand dismissed without further reference to the
Court."

...2/-

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Upon being mentioned, learned counsel submitted that
the costs of Rs.5,000/- could not be deposited within two weeks
due to the fact that the appellants are poor persons.

After hearing learned counsel for the appellants and in

the interest of justice, I deem it appropriate to reduce the costs
of Rs.5,000/- to Rs.1,000/-, to be deposited within four weeks.

Ordered accordingly.

(Sukhbir Paul Kaur)
Court Master

(Neeru Bala Vij)
Court Master