

ITEM NO.5

COURT NO.7 SECTION XII
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

I.A. 1/2015 in Petition(s) for Special Leave to Appeal (C) No(s).
17468/2012

(Arising out of impugned final judgment and order dated 21/10/2011
in AS No. 42/2004 passed by the High Court of Madras)

N. RAJA BABU & ANR. Petitioner(s)

VERSUS

GURUNATHA MUDALIAR MEMO.CHAR. Respondent(s)
TRUST & ORS

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

Date : 15/01/2016 This application was called on for hearing today.

CORAM :

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

For Petitioner(s) Mr. Aditya Verma, Adv.
Mr. Arjun Krishnan, Adv.

For Respondent(s) Mr. Sunil Kumar Jain, Adv.

UPON hearing the counsel the Court made the following

O R D E R

There is a delay of 175 days in filing application for
substitution. Cause shown is sufficient. Delay is condoned.
Abatement is set aside.

Respondent No. 3 has died on 14 th
August, 2011. An

application for substitution has been filed to bring on record
Lrs. of Respondent No. 3.

In the application for substitution, in paragraph 3, it
has been stated that Mrs. Vanathi Mohanraj has been appointed
as trustee with Respondent No. 1 in place of deceased
Respondent No. 3 and therefore her name be substituted.

Application for substitution is allowed. The name of
deceased Respondent No. 3 be deleted from the array of parties
and in her place the name of Mrs. Vanathi Mohanraj as
mentioned in paragraph 3 of the application, be brought on
record.

Amended cause title be filed within four weeks from
today.

(RASHI GUPTA)

SR. P.A. (JASWINDER KAUR)

COURT MASTER