

LISTED ON 3.3.2017
COURT No. 4
ITEM NO 6

SEC. IVA

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

INTERLOCUTORY APPLICATION NOS. 48-49
(Application for directions)

IN
CIVIL APPEAL NOS. 5899-5900 OF 2008

Ramachandra & Ors.

Versus

...APPELLANTS

Shivaram (D) Thr. Lrs. & Ors.

...RESPONDENTS

OFFICE REPORT

The appeal above mentioned were listed before the Hon'ble Court on 11.02.2016 with an office report dated 19.01.2016, when the Court was pleased to pass the following Order :-

"Exemption from filing O.T. is granted.

Application(s) for substitution of legal representatives of deceased petitioner No.2 in Contempt Petition (Civil) Nos. 419-420 of 2015 is allowed subject to all just exceptions.

I.A. Nos.32-33 for dismissal of the Civil Appeal(s) on account of abatement caused by the death of the respondent No.2 are dismissed.

I.A. Nos. 36-37 for setting aside abatement of the Civil Appeal(s) against respondent No.2, I.A. Nos.40-41 for condonation of delay in bringing on record the legal representatives of the deceased respondent No.2, I.A. Nos.38-39 for substitution of legal heirs of deceased respondent No.2, I.A. Nos.44-45 and 46-47 for substitution of legal representatives of deceased respondent No.1 and exemption from filing death certificate are allowed.

Office to make necessary corrections in the cause-title.

Issue notice to the legal heirs/representatives of the deceased respondent Nos.1 and 2 impleaded by the present order.

List the matters for further hearing after service of notice on the legal heirs/representatives of deceased respondent Nos.1 and 2 in Civil Appeal Nos.5899-5900 of 2008 is complete.."

Accordingly, cause title has been amended.

It is submitted that notice of Lodgment of Petition of appeal in respect of newly impleaded Respondent Nos. 1(i)-1(ix) and Respondent Nos. 2(i)-2(viii) was issued to the High Court for service upon them. Service is complete of Respondent Nos. 1(i), (ii), (iv) and (vi)-(ix) and Respondent Nos. 2(i) -2(viii). Service is not complete on Respondent Nos. 1(iii) & 1(v) and Mr. G.Balaji, Counsel for the appellant has on 01.03.2017 filed an application for substituted service by way of publication in respect thereof and the same is under process.

It is further submitted that Mr. G.Balaji, Counsel for the appellant has now on 13.1.2017 filed an application for directions in the appeals above mentioned and the same has been registered as I.A Nos. 48-49 and placed alongwith appeal paper books.

The application for directions in the appeal above mentioned is listed before the Hon'ble Court with this office report.

Dated this the 2nd day of March, 2017.

ASSISTANT REGISTRAR

COPY TO: Mr. G.Balaji, Advocate
Mr. Rauf Rahim, Advocate
Mr. S.N.Bhat, Advocate
Mr. V.N.Raghupathy, Advocate
Ms. Anitha Shenoy, Advocate

ASSISTANT REGISTRAR

