

ITEM NO.102

COURT NO.7

SECTION IVA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NOS. 5899-5900/2008

RAMACHANDRA & ORS.

APPELLANT(S)

VERSUS

SHIVARAM & ORS.

RESPONDENT(S)

[WITH APPLN.(S) FOR DIRECTIONS AND PERMISSION TO FILE ADDITIONAL DOCUMENTS AND EXEMPTION FROM FILING O.T. AND DIRECTIONS AND FOR DISMISSING THE CIVIL APPEALS AS HAVING BEEN ABATED DUE TO THE DEATH OF RESPONDENT NO.2 AND FOR SETTING ASIDE ABATEMENT AGAINST RESPONDENT NO.2 AND SUBSTITUTION OF DECEASED RESPONDENT AND C/DELAY IN FILING SUBSTITUTION APPLN. AND SUBSTITUTION OF L.RS. OF DECEASED RESPONDENT AND EXEMPTION FROM FILING DEATH CERTIFICATE AND OFFICE REPORT

WITH

CONMT.PET.(C) NO. 338-339/2009 IN C.A. NO. 5899-5900/2008

CONMT.PET.(C) NO. 175-176/2015 IN C.A. NO. 5899-5900/2008

(WITH APPLN.(S) FOR PERMISSION TO FILE ADDITIONAL DOCUMENTS AND OFFICE REPORT)

Date : 11/02/2016 These appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI

HON'BLE MR. JUSTICE PRAFULLA C. PANT

For parties (s)

Mr. Vijay Hansaria, Sr. Adv.

Ms. Mahalakshmi Pavani, Sr. Adv.

Mr. G. Balaji, Adv.

Ms. Shiva Vijaya Kumar, Adv.

For M/s. Mahalakshmi Balaji & Co., Adv.

Mr. Guru Krishnakumar, Sr. Adv.

Mr. Rajesh Inamdar, Adv.

Mr. Javedur Rahman, Adv.

Mr. Sumit Nagpal, Adv.

Mr. Rauf Rahim, Adv.

Ms. Sneha Iyer, Adv.

Mr. S. N. Bhat, Adv.

Mr. V. N. Raghupathy, Adv.

Ms. Anitha Shenoy, Adv.

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

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.

[VINOD LAKHINA]
COURT MASTER

[ASHA SONI]
COURT MASTER