

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

IA 36191/2020, in Civil Appeal Nos.1376-1377/2010

V.PRABHAKARA

Appellant(s)

VERSUS

BASAVARAJ K. (DEAD) & ANR.

Respondent(s)

(FOR DIRECTIONS

IA No. 36191/2020 - APPLICATION FOR SUBSTITUTION)

Date : 06-07-2021 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE HEMANT GUPTA

For Appellant(s) Mr. Anand Sanjay M. Nuli, Adv.
Mr. Suraj Kaushik, Adv.
Mr. Agam Sharma, Adv.
Mr. Dharam Singh, Adv.
M/S. Nuli & Nuli, AOR

For Respondent(s) Ms. Kiran Suri, Sr. Adv.
Mr. S. J. Amith, Adv.
Mr. Krishna Kumar, Adv.
Dr. (Mrs.) Vipin Gupta, AOR

UPON hearing the counsel the Court made the following

O R D E R

Issue Notice.

Notice accepted by learned counsel for the petitioner.

The legal heirs of deceased respondent No.1 are set out in para 2 of the application as the wife and the daughter. Learned counsel for the respondent, however, submits that even legal heir No.(a) of respondent No.1 has since passed away on account of Covid and thus only legal heir (b) is required to be brought on record.

In view of the aforesaid submissions, the respondent legal heir (b) of the respondent No.1 is brought on record as legal heir and application for substitution is accordingly allowed.

Learned counsel for the legal representative No.1 is granted two weeks' time to file vakalatnama and amended memo of parties within same period of time.

Learned counsel for the parties state that since the legal heirs have been brought on record now and in view of what was observed on 05.12.2019 qua mediation, the parties are willing to make an endeavor for mediation through the virtual mode.

The parties may appear before the Mediation Center attached with the High Court of Bangalore for virtual mediation within next two weeks and the learned Mediator will endeavor to conclude the mediation within a period of two months from the date of mediation.

List along with mediation report on 06th September, 2021.

(RASHMI DHYANI)
COURT MASTER

(POONAM VAID)
COURT MASTER (NSH)