

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NOS.9119-9120 OF 2012
(Arising out of SLP(C) Nos.11474-11475 of 2012)

VEERANJANEYA (D) TR. LR. ...APPELLANT

VERSUS

D. CHANDRAPPA ...RESPONDENT

O R D E R

Leave granted.

Heard Mr. R.S. Hegde, learned counsel for the appellant and Mr. C.M. Angadi, learned counsel for the respondent.

In the facts of the case, we are satisfied that the High Court ought to have condoned the delay of 412 days in filing the second appeal and should have considered the appellant's second appeal on merits.

We accordingly set aside the impugned order of the High Court and direct it to condone the delay in filing the second appeal and to hear the said appeal on merits in accordance with law.

It is clarified that we are not expressing any opinion on the merits of the appellant's second appeal pending before the High Court.

With the aforesaid directions, these appeals stand allowed.

.....J
(Aftab Alam)

.....J
(Ranjana Prakash Desai)

New Delhi;
December 14, 2012.

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

Petition(s) for Special Leave to Appeal (Civil) No(s).11474-11475/2012

(From the judgement and order dated 06/02/2012 in IA No.1/2011 in RSA No.1274/2011(DEC) and RSA No.1274/2011 (DEC) of The HIGH COURT OF KARNATAKA AT BANGALORE)

VEERANJANEYA (D) TR.LR.

Petitioner(s)

VERSUS

D.CHANDRAPPA

Respondent(s)

(With prayer for interim relief and office report)

Date: 14/12/2012 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM

HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. R.S. Hegde, Adv.

Mr. Chandra Prakash, Adv.

Mr. Rajeev Singh, Adv.

For Respondent(s)

Mr. C.M. Angadi, Adv.

Mr. Rameshwar Prasad Goyal, Adv.

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

Leave granted.

These appeals stand allowed in terms of the signed order.

(Sanjay Kumar)

Court Master

(Sneh Bala Mehra)

| Court Master

(Signed Order is placed on the file)