

ORIGINAL APPLICATION No. 380/90

24.5.90.

Mr. N. Sukumaran. Spn Ld.
for applicant.

Mr. A. V. Enganapalan - Sec. Sec.

At the request of the learned
Counsel for the applicant, list for further
directions on admission on 8.06.90.

24.5.90.

SPM & ND

N. Sukumaran for the applicant

T.R.M.S. Ibrahim Khan for respondents

At the time when this case was taken up for admission on the earlier occasion when it was posted on 24.5.90, the learned counsel for the applicant submitted that he has some information that the applicant is not alive and that he wanted time to confirm the matter. Accordingly we adjourned the case to today. In the meantime the learned counsel for the applicant filed an ^{amended} M.P. for impleading the legal representative of the deceased applicant after giving copy to the learned counsel for the respondents.

We have heard the matter.

After considering the question we are of the view that even at the time when the application was filed the counsel had no legal authority to file the case on behalf of the applicant because the applicant was not alive at that time. So this ^{case} cannot be entertained. Accordingly we dismiss the same reserving the freedom of the legal representative of the deceased applicant, if so advised, to pursue the matter in accordance with law.

With these observations we close this application. M.P. also dismissed.

8.6.90

Order Communicated
on 14.6.90

FILE CLOSED