

WRIT PETITION NO.325/2003

1. Shri Gopal Kanso Sudir
son of Kanso Sudir,
age 60 years, occupation landlord,

2. Smt. Rama Gopal Sudir,
wife of petitioner No.1,
aged 45 years, occupation housewife,

Both resident of Ossorcim,
Loliem, Canacona, Goa.

3. Shri Babu Nanu Sudir,
son of Nanu Sudir,
age 45, occupation landlord,
resident of H.No.977,
Ossorcim, Canacona.

..... Petitioners.

vs.

1. Shri Vithal Yadav Pagi,
son of Yadav Pagi,
major of age, occupation
agriculturist,

2. Smt. Lulu Vithal Pagi,
wife of Respondent No.1.
major of age, occupation
housewife.

Both residents of Cazalquer,
Loliem, Canacona, Goa.

..... Respondents.

Shri Sudesh M.S. Usgaonkar, Advocate for the
petitioners.

None for the respondents.

CORAM : F.I. REBELLO, J.

DATE : JULY 31, 2003.

ORAL JUDGMENT:

The petitioners contend that respondent No.1
has expired. Respondent No.2 is the sole heir of

respondent No.1. Considering that the petition can be heard and disposed of.

2. Rule. Heard forthwith.

3. A similar issue arose in Writ Petition No.323/2003. By a separate order, the petition has been allowed for the reasons disclosed therein. In the light of that, rule made absolute in terms of prayer Clauses (a) and (b). Liberty to the respondents to produce any documents, in rebuttal, if they so apply.

F.I. REBELLO, J.

ssm.