

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE P.N.RAVINDRAN
&
THE HONOURABLE MR. JUSTICE ANIL K.NARENDRAN**

FRIDAY, THE 23RD DAY OF JANUARY 2015/3RD MAGHA, 1936

AS.No. 100 of 1995 (C)

**AGAINST THE ORDER/JUDGMENT IN OS 304/1991 of ADDL.SUB COURT, PALAKKAD
DATED 22-09-1993**

APPELLANT(S):

**SYNDICATE BANK, PADAGIRI,
REP. BY THE MANAGER, PADAGIRI BRANCH**

**BY ADVS.SRI.S.V.BALAKRISHNA IYER,
SRI.K.JAYAKUMAR
SRI.P.B.KRISHNAN
SRI.P.B.SUBRAMANYAN**

RESPONDENT(S):

- 1. ELIZEBATH ALICE OOMMEN,
W/O.A.O.OOMMEN, ZINGIBERS ESTATE,
PADAGIRI POST.**
- 2. THOMAS P. KOSHI, S/O.P.C.KOSHI,
POLACHIRAKKAL HOUSE, MAVELIKKARA P.O.**
- 3. OOMMEN P. KOSHI, S/O.P.C.KOSHI,
RESIDING AT POLACHIRAKKAL HOUSE, MAVELIKKARA P.O.**

**R1 & R2 BY ADV. SRI.A.P.CHANDRASEKHARAN
SRI. G.SHRIKUMAR
R BY ADV. SRI.V.PREMCHAND**

**THIS APPEAL SUIT HAVING BEEN FINALLY HEARD ON 23-01-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

VPV.

P.N.RAVINDRAN & ANIL K. NARENDRA, JJ.

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A.S.No.100 of 1995

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Dated this the 23rd day of January, 2015

JUDGMENT

P.N.Ravindran, J.

The appellant has filed a memo dated 6.1.2015 stating that the respondent/borrower has paid the amounts due from him under a one-time settlement scheme and therefore, the appeal may be dismissed as settled out of court. The appellant has also prayed that one-half of the court fee paid on the memorandum of appeal may be refunded. In the light of the memo dated 6.1.2015, the appeal is dismissed as settled out of court. However, as no joint petition has been filed and the dispute was not settled either in the adalath or through mediation, the prayer for refund of court fee is declined.

Sd/-

**P.N.RAVINDRAN
JUDGE**

Sd/-

**ANIL K. NARENDRA
JUDGE**

/true copy/

P.A. to Judge

vpv