

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.B.SURESH KUMAR

WEDNESDAY, THE 20TH DAY OF MAY 2015/30TH VAISAKHA, 1937

AS.No. 101 of 1997 ()

**AGAINST THE JUDGMENT DATED 12-12-1996 IN OS. NO.188/1994 OF SUB COURT,
KASARAGOD.**
.....

APPELLANT/1ST DEFENDANT:

*** 1. MULLACHERRY DAMODARAN NAIR,
SON OF CHANDU NAIR, RESIDING AT
BEPU IN MULIYAR, MULIYAR VILLAGE,
KASARAGOD TALUK, P.O. IRIYANNI. (DIED)**

*** SUPPLEMENTAL APPELLANTS 2 TO 5 IMPLEADED**

2. KALLALIL SARASAMMA.

3. K. SUMA DEVI.

4. K. SUNIL KUMAR.

5. K. SUJEETH KUMAR.

**SUPPL. APPELLANT NO.2 IS THE WIDOW AND NO.3 TO 5 ARE
THE CHILDREN OF MULLACHERRY DOMODARAN NAIR.
ALL THE APPELLANTS ARE RESIDING AT BEPU IN MULIYAR VILLAGE,
KASARAGOD TALUK, P.O. IRIYANNI.**

*** LEGAL REPRESENTATIVES OF THE DECEASED 1ST APPELLANT
ARE IMPLEADED AS SUPPL. APPELLANTS 2 TO 5 AS PER ORDER
DATED 27/08/2008 IN I.A. NO.49/2008.**

BY ADV. SRI.K.G.GOURI SANKAR RAI.

RESPONDENTS/PLAINTIFF AND DEFENDANTS 2 TO 4:

**1. BETHUR JANARDHANAN NAIR,
S/O.EDEYILLAM CHATHUKUTTY NAIR,
RESIDING AT PAYYANGANAM OF KUTTIKOLE VILLAGE
AND POST, KASARAGOD TALUK.**

AS.No. 101 of 1997

**** 2. KALLALIL SARASAMMA, W/O.DAMODARAN NAIR. (STRUCK OFF)**

3. PAYYADAKKAM NARAYANAN NAIR.

**** 4. K. SUMADEVI, D/O.DAMODARAN NAIR. (STRUCK OFF)**

**NOS.2 TO 4 ARE RESIDING AT BEPU IN
MULIYAR VILLAGE OF KASARAGOD TALUK,
P.O. IRIYANNI.**

**** RESPONDENTS 2 AND 4 ARE STRUCK OFF FROM THE PARTY
ARRAY AS PER ORDER DATED 05/09/2008 IN AS.101/1997.**

BY ADV. D KRISHNAPRASAD.

**THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD
ON 20-05-2015, ALONG WITH CO. NO.107 OF 2008, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING:**

rs.

P.B.SURESH KUMAR, J.

= = = = =

A.S.No.101 of 1997

&

Cross Objection No.107 of 2008

= = = = =

Dated this the 20th day of May, 2015

J U D G M E N T

No representation for the appellants and the respondents. The appeal and the Cross Objection are accordingly dismissed for default.

Sd/-
P.B.SURESH KUMAR,
Judge.

Kvs/-

// true copy //

PATO JUDGE.