

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.B.SURESH KUMAR

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYAISHTA, 1937

AS.No. 111 of 1997 (E)

OS 471/1991 of PRINCIPAL SUB COURT, PALAKKAD

APPELLANT(S)/PLAINTIFFS :

1. KUNJALAN, S/O.KUNCHI HAJI, AGED 53 YEARS, VAVALIYAPURAM
AMSOM AND DESOM, EDAPARAMBIL, ALATHUR TALUK. (DIED)
2. MUTHU, S/O. -DO- (DIED)

ADDITIONAL APPELLANT IMPEADED :

3. AMINA UMMA, W/O.KUNJALAN, NELLIPADAM HOUSE,
VAVULLIYAPURAM POST - 678 543, ALATHUR TALUK,
PALAKKAD DISTRICT.

(LEGAL REPRESENTATIVES OF DECEASED FIRST APPELLANT IS IMPEADED AS
ADDITIONAL THIRD APPELLANT AS PER ORDER DT. 18.10.2012 IN I.A.NO.
2255/12)

BY ADVS.SRI.P.B.KRISHNAN

SRI.K.S.BABU

SMT.N.SUDHA

SRI.JOJI VARGHESE

SRI.O.RAMACHANDRAN NAMBIAR

SRI.GEEN T.MATHEW

RESPONDENT(S)/DEFENDANTS :

1. PRABHASANKAR.M., ADVOCATE, HOSPITAL ROAD, PALAKKAD TOWN,
PALAKKAD TALUK.
2. R.K.NARAYANAN, S/O.KRISHNAN, RAMATHKALAM, AGED 63 YEARS,
VAVULLIYAPURAM, ALTHUR TALUK.

3. R.N.KRISHNA BABU, -DO-

4. R.N.VIJAYAKUMAR, AGED 35 YEARS, -DO-

IT IS RECORDED THAT THE SECOND RESPONDENT EXPIRED AND THE
RESPONDENTS 3 AND 4 ARE RECORDED AS HIS LEGAL REPRESENTATIVES VIDE
ORDER DATED 4.4.2008 IN MEMO NO.1781/08 DT. 28.3.2008.

ADDL. RESPONDENTS 5 TO 7 IMPEADED :

5. SOUMITHA, W/O.K.M.SIVADAS, C/O.SIVADAS,
ENG. DIVISION, INSTRUMENTATION LTD., PALAKKAD.

6. REMA, W/O.R.K.NARAYANAN, RAMATHKALAM,
VAVULLIYAPURAM, ALTHUR TALUK, PALAKKAD DISTRICT.

7. JAYAKUMARI, D/O.R.K.NARAYANAN, RAMATHKALAM,
VAVULLIYAPURAM, ALTHUR TALUK, PALAKKAD DISTRICT.

(LEGAL REPRESENTATIVES OF THE DECEASED SECOND RESPONDENT ARE
IMPEADED AS ADDL.RESPONDENTS 5 TO 7 VIDE ORDER DT. 23.7.2008
IN I.A.NO.1483 OF 2008.)

ADDL. R8 IMPEADED :

8. MUHAMMED SHAFI, S/O.KUNJALAN,
NELLIPADAM HOUSE, VAVULLIYAPURAM POST,
ALTHUR TALUK, PALAKKAD DISTRICT.678 543.

(LEGAL REPRESENTATIVE OF DECEASED FIRST APPELLANT IS IMPEADED AS
ADDITIONAL EIGHTH RESPONDENT AS PER ORDER DATED 18.10.2012
IN I.A.NO.2255 OF 2012)

R2 TO R4 BY ADV. SRI.P.G.PARAMESWARA PANICKER (SR.)

R5-7 BY ADV. SRI.P.GOPAL

R1 BY ADV. B.KRISHNAPRASAD

ADDL.R8 BY ADV. SRI.BABU SHANKAR

THIS APPEAL SUITS HAVING BEEN FINALLY HEARD ON 12-06-2015, THE COURT
ON THE SAME DAY DELIVERED THE FOLLOWING:

P.B.SURESH KUMAR, J.

A.S. No.111 of 1997

Dated 12th June, 2015.

J U D G M E N T

It is submitted that the second appellant died on 1.9.2013. The legal heirs of the second appellant have not come on record. The appeal is, therefore, dismissed as abated. All the interlocutory applications in the appeal are closed.

Sd/-

P.B.SURESH KUMAR, JUDGE.

tgs

(true copy)