

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

MONDAY, THE 8TH DAY OF JUNE 2015/18TH JYAISHTA, 1937

FAO.No. 330 of 2012 ()

E.A.NO.271 OF 2011 IN E.P.NO.90 OF 2009 IN O.S.NO.90 OF 2002 OF THE
SUB COURT, KASARAGOD DATED 07.08.2012

APPELLANT/PETITIONER:

PATHUMMABI

W/O.SHEIK ABDUL RAZAK, RESIDING AT KARADKA,
KARADKA VILLAGE, MULLERIA.P.O, KASARAGOD TALUK
KASARAGOD DISTRICT.

BY ADV. SRI.T.MADHU

RESPONDENTS/RESPONDENTS:

1. THE PUNJAB NATIONAL BANK, KASARAGOD
REPRESENTED BY ITS BRANCH MANAGER, KASARAGOD
BRANCH OFFICE AT BINDU ARCADE, N.H.17, KASARAGOD TOWN
KASARAGOD TALUK, KASARAGOD DISTRICT. 671 121.

2. B.S.MOHAMMAD SHAFI
S/O.ABDUL RAZAK, RESIDING AT PRINCE HOUSE, SONKAL
UPPALA.P.O, KASARAGOD TALUK
KASARAGOD DISTRICT-671 322.

3. B.S.SHEIK ABDUL KAREEM
RESIDING AT SONKAL HOUSE, UPPALA.P.O, KASARAGOD TALUK
KASARAGOD DISTRICT. 671 322.

ADDL R4. SASHIDHARAN

S/o.LATE.KORAGAN, RESIDING AT DEVARADKA HOUSE
ADOOR VILLAGE, URDOOR POST
KASARAGOD TALUK, KASARAGOD DISTRICT

(IMPLEADED AS ADDL 4TH RESPONDENT VIDE ORDER DTD 05/11/12 IN IA
1487/12)

R1 BY ADV. SRI.P.V.JAYACHANDRAN, SC, PUNJAB NATIONAL BANK
RADDL.R4 BY ADV. SRI.A.BALAGOPALAN
RADDL.R4 BY ADV. SRI.A.RAJAGOPALAN
RADDL.R4 BY ADV. SRI.M.N.MANMADAN
RADDL.R4 BY ADV. SRI.M.S.IMTHIYAZ AHAMMED

THIS FIRST APPEAL FROM ORDERS HAVING BEEN FINALLY HEARD ON
08-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**THOTTATHIL B. RADHAKRISHNAN &
SUNIL THOMAS, JJ.**

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F.A.O.No.330 of 2012

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Dated this the 08th day of June, 2015

JUDGMENT

Thottathil B. Radhakrishnan, J.

This F.A.O. is settled by the parties through mediation. Mediation settlement agreement entered in to between the parties on 05.01.2015 is recorded and the appeal is ordered in terms thereof. As a consequence, the F.A.O is dismissed with costs in terms of the settlement and without prejudice to the parties giving effect to other terms of the settlement. Mediation settlement agreement will stand appended to this judgment. The mediation settlement agreement along with this judgment will be treated as a binding order for all intents and purposes.

Sd/-

**THOTTATHIL B. RADHAKRISHNAN
Judge**

Sd/-

**SUNIL THOMAS
Judge**

Sbna