

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE SUNIL THOMAS

TUESDAY, THE 30TH DAY OF JUNE 2015/9TH ASHADHA, 1937

FAO.No. 223 of 2013 ()

AGAINST THE ORDER IN I.A.NO.937/13 IN O.S.NO.247/2005 OF THE
PRINCIPAL SUB COURT, KOLLAM DATED 12.04.2013

APPELLANTS/RESPONDENTS NOS.2 TO 4, 8, 9, 11 TO 13, 15 TO 17, 20
& 24/DEFENDANTS NO.2 TO 4, 8, 9, 11 TO 13, 15 TO 17, 20 & 24:

1. THANKAPPAKURUP, AGED 81 YEARS
SASIMANDIRAM, THAZHATTHU CHERRY
CHIRAKKARA VILLAGE CHIRAKKARA P.O.
KOLLAM - 691 578.

2. RAJAMOHANA KURUP R., AGED 62 YEARS
M.K.SADANAM, KULATHOORKONATHU CHERRY, CHIRAKKARA P.O.
KOLLAM - 691 578.

3. SATHEESHA KURUP, AGED 53 YEARS
KUNNIL PUTHEN VEEDU, EDAVATTATHU CHERRY
CHIRAKKARA P.O., KOLLAM - 691 578.

4. RAMACHANDRA KURUP, AGED 54 YEARS
THEKKEVILA VEEDU, EDAVATTOM, CHIRAKKARA P.O.
KOLLAM - 691 578.

5. PRAKASHMURUP, AGED 49 YEARS
POIKAVILA VEEDU, EDAVATTOM, CHIRAKKARA P.O.
KOLLAM - 691 578.

6. CHANDRASEKHARAKURUP, AGED 66 YEARS
LEKSHMI NIVAS, EDAVATTOM, CHIRAKKARA P.O.
KOLLAM - 691 578.

7. JANARDHANAKURUP, AGED 62 YEARS
ANITHA BHAVAN, CHIRAKKARA P.O., KOLLAM - 691 578.

8. PRABHAKARAKURUP, AGED 70 YEARS
PRABHALAYAM, KULATHOORKONAM, PUTHENKULAM
KOLLAM DISTRICT.

9. MOHANAKURUP, AGED 50 YEARS
THOTTATHIL, CHIRAKKARA P.O., CHIRAKKARATHAZHAM
CHIRAKKARA P.O., KOLLAM - 691 578.

10. GOPALAKRISHNAKURUP, AGED 68 YEARS
KALLUMPURATHU (THEKKEVILA), CHIRAKKARATHAZHAM
CHIRAKKARA P.O., KOLLAM - 691 578.

11. RAVEENDRAKURUP, AGED 56 YEARS
ALUMMOOTIL NEAR PUTHIYIDAM TEMPLE, PARAVUR P.O.
KOLLAM.

12. SURESHKURUP, AGED 44 YEARS
THUNDAZHAKATHU VEEDU, CHIRAKKARA P.O.
KOLLAM - 691 578.

13. MOHANAKURUP, AGED 61 YEARS
MULLUVILAYIL VEEDU, KULATHOORKONAM
CHIRAKKARA P.O., KOLLAM - 691 578.

BY ADVS.SRI.B.ASHOK SHENOY
SMT.C.G.PREETHA
SRI.K.V.GEORGE
SRI.P.N.RAJAGOPALAN NAIR

RESPONDENTS/PETITIONERS & RESPONDENTS NOS. 7, 10, 14, 22 & 23 /
PLAINTIFFS AND DEFENDANTS NOS.7, 10, 14, 22 & 23:

1. SANATHANAN PILLAI,, AGED 54 YEARS
SON OF KUTTAN PILLAI, THANKAM NIVAS, CHIRAKKARA P.O.
KOLLAM - 691 578.

2. P.RAJASEKHARAN NAIR,, AGED 62 YEARS
SON OF PARAMESWARAN PILLAI, AMBADI HOUSE, EDAVATTOM
CHIRAKKARA P.O., KOLLAM - 691 578.

3. MANOHRAN PILLAI M.,, AGED 52 YEARS
SON OF MADHAVAN PILLAI, CHARUVILA PUTHEN VEEDU
EDAVATTOM, CHIRAKKARA P.O., KOLLAM - 691 578.

4. RAMACHANDRAN PILLAI G.,, AGED 62 YEARS
SON OF GOPALA PILLAI, CHANDRAVILASOM, EDAVATTOM
CHIRAKKARA P.O., KOLLAM - 691 578.

5. R.KUMARAN,, AGED 71 YEARS
SON OF RAMAN, CHALIL PUTHEN VEEDU, EDAVATTOM
CHIRAKKARA P.O., KOLLAM - 691 578.

6. UDAYAKURUP, AGED 43 YEARS
MEDAYIL MELATHIL, CHIRAKKARA P.O., KOLLAM - 691 578.

7. SUNDERESHKURUP,, AGED 52 YEARS
MANARMKUNNU, EDAVATTOM, CHIRAKKARA P.O.
KOLLAM - 691 578.

8. GANAPATHY,, AGED 48 YEARS
KUNNIL PUTHEN VEEDU, CHIRAKKARATHAZHAM
CHIRAKKARA P.O., KOLLAM - 691 578.

9. HAREESH,, AGED 38 YEARS
PLAVILA VEEDU, CHIRAKKARA P.O., KOLLAM - 691 578.

10. SHAJI,, AGED 43 YEARS
SREEKRISNAVILASOM, CHIRAKKARA P.O., KOLLAM - 691 578.

R1 & 4 BY ADV. SRI.K.P.SREEKUMAR

THIS FIRST APPEAL FROM ORDERS HAVING BEEN FINALLY HEARD ON
30-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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

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F.A.O.No.223 of 2013

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Dated this the 30th day of June, 2015

JUDGMENT

Thottathil B. Radhakrishnan, J.

Learned counsel for the appellants submits that the matter has become infructuous. Hence, the appeal may be dismissed as infructuous.

Accordingly, this appeal is dismissed as infructuous.

Sd/-

**THOTTATHIL B. RADHAKRISHNAN
Judge**

Sd/-

**SUNIL THOMAS
Judge**

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