

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR
&
THE HONOURABLE SMT. JUSTICE P.V.ASHA

WEDNESDAY, THE 21ST DAY OF JANUARY 2015/1ST MAGHA, 1936

FAO.No. 312 of 2014 ()

(AGAINST THE ORDER IN E.A.NO.132/2014 IN E.P.NO.58/2012
TRANSFERRED TO SUBORDINATE JUDGE, VATAKARA IN O.S.NO.102/2009
BEFORE THE SUBORDINATE JUDGE, HOSDURG DATED 20.9.2014)

APPELLANT/PETITIONER IN EA 132/2014/JUDGMENT DEBTOR IN EP
58/2012-SUB JUDGE VATAKARA/DEFENDANTS IN OS 102/2009- SUB COURT,
HOSDURG .:

KATTIL PURAYIL MOHAN KUMAR AGED 67 YEARS
S/O.KUNHIRAMAN, NEAR MUNDOLATHIL TEMPLE
AZHIYUR AMSOM DESOM, POST AZHIYUR, VATAKARA TALUK
KOZHIKDOE DISTRICT, KERALA STATE.

BY ADVS.SRI.B.KRISHNAN
SRI.R.PARTHASARATHY

RESPONDENT/RESPONDENT IN EA 132/2014/DECREE HOLDER IN EP
58/2012-SUB JUDGE VATAKARA/PLAINTIFF IN OS 102/2009- SUB COURT,
HOSDURG :

SIRIAC MAVILIL, AGED 54 YEARS
S/O.JOSEPH, MALAKKALL, KALLAR VILLAGE
HOSDURG TALUK, KASARAGOD DISTRICT-671 532, KERALA.

BY ADV. SRI.P.NARAYANAN

THIS FIRST APPEAL FROM ORDERS HAVING BEEN FINALLY HEARD
ON 21-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

**T.R.RAMACHANDRAN NAIR &
P.V.ASHA, JJ.**

**F.A.O.No.312 OF 2014 &
I.A.No.69 OF 2015**

Dated this the 21th day of January, 2015

JUDGMENT

Ramachandran Nair, J.

I.A.No.69/2015 is one filed under Order XXIII Rule 3 of the Code of Civil Procedure. It is submitted by the learned counsel on both sides that the parties have settled the disputes. We have perused the terms of settlement which are provided in Clauses 4 to 7 of the petition. The appeal is disposed of as settled and the terms of settlement will form part of the judgment. We also direct return of the value of stamp paper produced by the respondent/decreed holder for execution of the document pursuant to the confirmation of the sale to the respondent and appropriate steps will be taken by the court below in that regard. No costs.

T.R.RAMACHANDRAN NAIR, JUDGE

P.V.ASHA, JUDGE

