

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE ANTONY DOMINIC  
&  
THE HONOURABLE SMT. JUSTICE P.V.ASHA

THURSDAY, THE 1ST DAY OF OCTOBER 2015/9TH ASWINA, 1937

RFA.No. 28 of 2004 (C)  
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AGAINST THE JUDGMENT AND DECREE IN OS 11/1989 of PRL.SUB  
COURT,KOTTAYAM DATED 29-03-2003

APPELLANT/PLAINTIFF:  
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THE PLANTATION CORPORATION OF KERALA  
LIMITED, POST BOX NO.12, KOTTAYAM-686 004.

BY ADVS.SRI.JOSEPH MARKOSE (SR.)  
SRI.MATHEWS K.UTHUPPACHAN  
SRI.RAJU SEBASTIAN VADAKKEKARA, SC,  
PLANTATION CORPORATION O

RESPONDENT(S)/DEFENDANTS:  
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1. MRS.SARALA THOMAS,  
C/O.K.I.THOMAS, KALATHIL VEEDU  
NEAR POLITE TRANSPORT COMPANY, KOTTAYAM-686 004.

2. K.I.THOMAS,  
KALATHIL VEEDU, NEAR POLITE TRANSPORT COMPANY  
KOTTAYAM-686 004.

3. M/S.SHIVAGANGA TRANSPORT CORPORATION,  
101, TRAPINEX HOUSE, SHOLAPUR STREET  
BOMBAY-400 009.

R,R3 BY ADV. SRI.K.N.SIVASANKARAN  
R,R3 BY ADV. SRI.V.V.ASOKAN  
R,R3 BY ADV. SRI.SUNIL SHANKER

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON  
01.10.2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

RKC

**ANTONY DOMINIC &  
P.V.ASHA, JJ.**

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**R.F.A.No.28 of 2004**  
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**Dated this the 1<sup>st</sup> day of October, 2015**

**JUDGMENT**

Antony Dominic, J.

This appeal was posted on 17.7.2015 in the defect list, since service was not completed on R1 & R2 and 10 days time was granted to cure the defect. On 11.9.2015, the case was again listed in the defect list as defect was not cured. There was no representation on that day. Today also the case is still defective.

Since there was no representation, name of the appellant was called. However appellant was also absent. In such circumstances, the appeal is dismissed for default.

Sd/-  
**ANTONY DOMINIC,  
JUDGE.**

Sd/-  
**P.V.ASHA,  
JUDGE.**

rkc

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PA to Judge