

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

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

RFA.No. 56 of 2005 (F)

AGAINST THE ORDER/JUDGMENT IN OS 256/2002 of PRINCIPAL SUB COURT,
ERNAKULAM DATED 31-05-2004
APPELLANT(S)/DEFENDANTS 1 & 2:

1. MRS.JESSY JOSEPH, AGED 38 YEARS,
W/O.JOSEPH, MANDAKARA KUTTIKATTU HOUSE
KANAYANNUR TALUK, ELAMKULAM VILLAGE, KALOOR
KOCHI-17.
2. MR.JOSEPH J.KUTTIKATTU,
S/O.JOSEPH, AGED ABOUT 50 YEARS
MANDAKARA KUTTIKATTU HOUSE, KANAYANNUR TALUK
ELAMKULAM VILLAGE, KALOOR, KOCHI-17.

BY ADVS.SRI.V.R.VENKATAKRISHNAN (SR.)
SRI.AVM.SALAHUDIN

RESPONDENT(S) :

1. SAMPANNA KURIES PVT.LTD.,
A COMPANY REGISTERED UNDER THE
COMPANIES ACT 1956
HAVING ITS REGISTERED OFFICE, TRICHUR TALUK
CHEMBUKARA VILLAGE, TRICHUR DISTRICT.
- *2. MR.DILEEP KUMAR, S/O.RAMCHAND, DIED
AGED ABOUT 50 YEARS, CHOICE TOWER, FLAT NO.38
ELAMKULAM VILLAGE, COCHIN-16,
ERNAKULAM DISTRICT.
3. MR.P.KRISHNA KUMAR,
S/O.C.P.MENON, AGED ABOUT 34 YEARS, CHERUPILLY
CHERANALLOOR VILLAGE, EDAKKUNNAM DESOM.
4. K.T.GEORGE, S/O.THOMAS,
AGED ABOUT 37 YEARS, KALAPPURACKAL,
THAMMANAM DESAM
POONITHURA VILLAGE, ERNAKULAM DISTRICT.

*('DEATH OF R2 IS RECORDED' VIDE ORDER DATED 12.06.2015 IN MEMO DATED
15.03.2013 BEARING CF 1712/13.)

R1 BY ADV. SRI.S.V.BALAKRISHNA IYER (SR.)
R1 BY ADV. SRI.K.JAYAKUMAR
R1 BY ADV. SRI.P.B.KRISHNAN
R2 BY ADV. SRI.P.N.RAMAKRISHNAN NAIR
R2 BY ADV. SRI.P.VISWANATHAN
R3 BY ADV. SRI.K.C.CHARLES
R3 BY ADV. SRI.A.BALAGOPALAN
R3 BY ADV. SRI.A.RAJAGOPALAN

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

THOTTATHIL B.RADHAKRISHNAN &
SUNIL THOMAS, JJ.

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RFA No.56 of 2005
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Dated this the 12th day of June, 2015.

J U D G M E N T

Thottathil B.Radhakrishnan, J.

Second respondent died. No steps taken to implead the legal representatives of the deceased second respondent. Hence, the appeal is closed as abated.

(THOTTATHIL B.RADHAKRISHNAN, JUDGE)

(SUNIL THOMAS, JUDGE)