

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 7TH DAY OF JULY 2015/16TH ASHADHA, 1937

OP(C).No. 3925 of 2012 (O)

**CMA 26/2012 OF SUB COURT, KANNUR IN IA 953/2011 IN OS. 126/2011 OF MUNSIF
COURT, KANNUR**
.....

PETITIONER(S):

**PALLIVALAPPIL BEEBU, D/O.AYISHU, AGED 70 YEARS,
P.V. HOUSE, ANAYIDUKKU, P.O.THANA,
KANNUR-670 012.**

**BY ADVS.SRI.A.MOHAMED MUSTAQUE
SRI.K.R.AVINASH (KUNNATH)**

RESPONDENT(S):

**E.V. RUKHIYA,
W/O. LATE PANAKKAT MUHAMMED KUNHI, AGED 65 YEARS,
RESIDING AT RUKHIYAS, KANNUR-1,
KANNUR P.O., THANA - 670 012.**

**BY ADVS. SRI.N.NAGARESH
SRI.K.BABU**

**THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 07-07-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

msv/

OP(C).No. 3925 of 2012 (O)

APPENDIX

PETITIONER(S)' EXHIBITS:

- EXHIBIT-P1 - TRUE COPY OF THE PLAINT IN OS. 126/2011
- EXHIBIT-P2 - TRUE COPY OF THE AFFIDAVIT AND PETITION FILED IN IA 953/2011 BY
RESPONDENT
- EXHIBIT-P3 - TRUE COPY OF THE COUNTER STATEMENT FILED BY THE PETITIONER.
- EXHIBIT-P4 - TRUE COPY OF THE SUPPLEMENTAL COMMISSION REPORT
- EXHIBIT-P5 - TRUE COPY OF THE SKETCH.
- EXHIBIT-P6 - TRUE COPY OF THE ORDER IN IA.NO.953/2011 IN OS. 126/2011
DATED 12-4-2011 PASSED BY THE MUNSIFF COURT, KANNUR.
- EXHIBIT-P7 - TRUE COPY OF THE ORDER CMA NO.26/2012 PASSED BY THE SUB
COURT, KANNUR DATED 18-9-2012
- EXHIBIT-P8 - TRUE COPY OF THE AFFIDAVIT FILED BEFORE THE APPELLATE
COURT IN IA.NO.2311/2011 IN CMA 40/2011.

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

B.KEMAL PASHA, J.

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O.P.(C) No.3925 of 2012

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Dated this the 7th day of July, 2015

J U D G M E N T

The learned counsel for the petitioner submits that the matter has been settled out of court and the Original Petition (Civil) need not be proceeded with. Accordingly this Original Petition is closed.

Sd/-

**B.KEMAL PASHA
JUDGE**

DSV/7/7/15

// True Copy //

P.A. To Judge