

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

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

OP(C).No. 180 of 2015 (O)

**(I.A.NO.9926/2014 AND 9928/2014 IN OS.NO. 868/2012 OF PRINCIPAL
MUNSIFF COURT, ERNAKULAM)**

PETITIONER :

**AMBIKA, AGED 56 YEARS,
W/O.LATE PRAKASAN, RESIDING AT PAZHUKKADATH HOUSE,
HOUSE NO.CC XXXII/1114, PALARIVATTOM P.O.,
COCHIN -682 025, PALARIVATTOM DESOM,
EDAPPALLY SOUTH VILLAGE, KANAYANNUR TALUK,
ERNAKULAM DISTRICT.**

**BY ADVS.SRI.K.C.ELDHO
SRI.JIJO THOMAS
SRI.ANEESH JAMES**

RESPONDENT(S):

- 1. THILOTHAMA, AGED 79 YEARS,
D/O.LATE CHEERAMAN, RESIDING AT VATTATHARA HOUSE,
PUTHENPURACKAL, NORTH JANATHA ROAD, PALARIVATTOM P.O.,
COCHIN -682 025, KANAYANNUR TALUK, ERNAKULAM DISTRICT.**
- 2. KALA, AGED ABOUT 45 YEARS,
D/O.THILOTHAMA AND W/O. SHAJI,
RESIDING AT KANDARATHIL HOUSE, 'ARCHA NIVAS',
CHATHANGATTU CROSS ROAD,
PALARIVATTOM P.O., COCHIN -682 025, PALARIVATTOM DESOM,
EDAPPALLY SOUTH VILLAGE, KANAYANNUR TALUK,
ERNAKULAM DISTRICT.**
- 3. MUTHU, AGED ABOUT 47 YEARS,
S/O.THILOTHAMA, RESIDING AT VATTATHARA HOUSE,
CHATHANGATTU CROSS ROAD, PALARIVATTOM P.O.,
COCHIN -682 025, PALARIVATTOM DESOM,
EDAPPALLY SOUTH VILLAGE, KANAYANNUR TALUK,
ERNAKULAM DISTRICT.**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION
ON 21-01-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

sts

OP(C).No. 180 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1 A TRUE COPY OF THE PLAINT IN O.S NO 868 OF 2012 ON THE FILE OF THE PRINCIPAL MUNSIFFS COURT,ERNAKULAM

EXHIBIT P2 A TRUE COPY OF THE WRITTEN STATEMENT FILED BY THE DEFENDANTS IN O.S NO 868 OF 2012

EXHIBIT P3 A TRUE COPY OF THE I.A NO 9926 OF 2014 IN O.S NO 868 OF 2012 BEFORE THE PRINCIPAL MUNSIFFS COURT,ERNAKULAM

EXHIBIT P4 A TRUE COPY OF THE ADDITIONAL WITNESS LIST FILED BY THE PLAINTIFF IN O.S NO 868 OF 2012

EXHIBIT P5 A TRUE COPY OF THE I.A NO 9928 OF 2014 IN O.S NO 868 OF 2012 BEFORE THE PRINCIPAL MUNSIFF'S COURT,ERNAKULAM

EXHIBIT P6 A TRUE COPY OF THE OBJECTION FILED BY THE DEFENDANTS TO EXHIBIT P3

EXHIBIT P7 A TRUE COPY OF THE OBJECTION FILED BY THE DEFENDANTS TO EXHIBIT P5

EXHIBIT P8 A TRUE COPY OF THE JUDGMENT IN OP(C) NO 31 OF 2015

EXHIBIT P9 CERTIFIED COPY OF THE ORDER IN EXHIBIT P3

EXHIBIT P10 CERTIFIED COPY OF THE ORDER IN EXHIBIT P5

RESPONDENT(S)' EXHIBITS

P.BHAVADASAN, J.

Original Petition (Civil) No.180 OF 2015

Dated this the 21st day of January, 2015.

J U D G M E N T

After having heard the matter for some time, when this Court indicated that this Court is not inclined to allow the petition, learned counsel appearing for the petitioner sought permission to withdraw the petition.

Permission is granted and this original petition is dismissed as withdrawn.

Sd/-

**P.BHAVADASAN
JUDGE**

smp

// True Copy //

P.A. To Judge.