

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

FRIDAY, THE 13TH DAY OF FEBRUARY 2015/24TH MAGHA, 1936

OP(C) .No. 404 of 2015 (O)

PETITIONER:

S.SURESH BABU, AGED 48 YEARS
S/O.SREEDHARAN, PROPRIETOR
M/S.DEVAMATHA TRANSPORT DEVAMATHA HOUSE
NEAR S.N.CENTRAL SCHOOL, NEDUNGOLAM PO, KOLLAM.

BY ADVS.SRI.S.SANTHOSH KUMAR
SMT.P.LISSY JOSE.

RESPONDENT:

K.DILEEP KUMAR
S/O.KRISHNAN, KRISHNA BHAVAN, MUNDAKKAL
KOLLAM-691 001

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON
13-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP(C) .No. 404 of 2015 (O)

APPENDIX

PETITIONER(S) ' EXHIBITS

EXT.P1 - A TRUE COPY OF PLAINT IN OS NO.28/2014 OF PRINCIPAL SUB
COURT, KOLLAM

EXT.P2 - A TRUE COPY OF WRITTEN STATEMENT IN O.S.NO.28/2014

EXT.P3 - A TRUE COPY OF COMMON ORDER DATED 28-6-2014 IN IA
NO.453/2014 AND I.A. NO.674/2014 IN OS NO.28/2014

EXT.P4 - A TRUE COPY OF PETITION IN IA NO.2567/2014 IN OS NO.28/2014

RESPONDENT(S) ' EXHIBITS: NIL

P.BHAVADASAN, J..

O.P.(C) No. 404 of 2015

Dated this the 13th day of February, 2015.

JUDGMENT

The only grievance raised by the petitioner is for non-disposal of Ext.P4 petition. The prayer in Ext.P4 petition is for a direction to the garnishee to deposit the amount in fixed deposit to a bank noting lien in favour of the Sub Court and to produce the same before the court.

2. The petitioner has approached this Court for the reason that the court below without passing order on Ext.P4 petition, posted the same for hearing to 27.3.2015.

This original petition is disposed of directing the court below to take up Ext.P4 petition and dispose it of on merits in accordance with law, as expeditiously as possible, at any rate, within a period of one month from the date of a receipt of a copy of this judgment.

**Sd/-
P.BHAVADASAN
JUDGE**

Scl.