

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 10TH DAY OF JUNE 2015/20TH JYASHTA, 1937

OP(C).No. 885 of 2015 (O)

I.A.NO.434 OF 2015 IN O.S.NO.83 OF 2015 OF MUNSIF'S COURT, PEERUMEDU

PETITIONER(S) :

**KOCHUPENNU GOWRIKUTTY, AGED 68 YEARS,
D/O.KELAN, OZHUKAYIL HOUSE, VEDIKUZHY,
PUTHUVAL BHAGOM, ELAPPARA VILLAGE, PEERMEDU TALUK,
IDUKKI DISTRICT.**

**BY ADVS.SRI.K.S.HARIHARAPUTHRAN
SRI.M.D.SASIKUMARAN
SRI.GEORGE MATHEW
SRI.SUNIL KUMAR A.G
SRI.DIPU JAMES**

RESPONDENT(S)/RESPONDENTS :

- 1. SHAJI,
S/O.NANU, PUTHUPARAMBIL HOUSE, VEDIKUZHI,
KOLAHALAMEDU BHAGOM, ELAPPARA VILLAGE,
PEERMADE TALUK, PIN- 685 501.**
- 2. PRASAD,
S/O.KRISHNANKUTTY, CHITTOOR KIZHAKKETHIL HOUSE,
VEDIKUZHI, KOCHUKARINTHARUVI KARA, KOLAHALAMEDU BHAGOM,
ELAPAPRA VILLAGE, PEERMADE TALUK,
IDUKKI DISTRICT, PIN- 685 501.**
- 3. DANIEL,
VATTAKKANAM HOUSE, VEDIKUZHI, PUTHUVAL BHAGOM,
ELAPAPRA VILLAGE, PEERMADE TALUK, PIN- 685 501.**
- 4. THOMAS,
VEDIKKUZHY, PUTHUVAL, KOLAHALAMEDU BHAGOM,
ELAPPARA VILLAGE, PEERMADE TALUK,
IDUKKI DISTRICT, PIN- 685 501.**
- 5. JOSE,
S/O.ANTONY, ELAPPARA KARA, ELAPPARA VILLAGE,
PEERMADE TALUK, PIN- 685 501.**

OP(C).No. 885 of 2015 (O)

6. YESUDAS,
VATTAKKANAM HOUSE, KOLAHALAMEDU BHAGOM,
VEDIKKUZHY PUTHUVAL KARA, VAGAMON VILLAGE,
PEERMADE TALUK, PIN- 685 531.
7. P.J.JOHN @ THAMPI,
PUTHANPURACKAL HOUSE, KOCHUKARINTHARUVI KARA,
VAGAMON VILLAGE, PEERMADE TALUK, PIN- 685 531.
8. KUNJUTHOMACHAN,
PALLIVASAL HOUSE, KOCHUKARINTHARUVI KARA,
VAGAMON VILLAGE, PEERMADE TALUK,
IDUKKI DISTRICT, PIN- 685 531.
9. VARGHESE,
MEKKATTIL HOUSE, ELAPPARA VILLAGE,
KOCHUKARINTHARUVI KARA, PEERMADE TALUK,
IDUKKI DISTRICT, PIN- 685 501.
10. KUNJUKUTTY, AGED 80 YEARS,
W/O.KELAN, OZHUKAYIL HOUSE, VEDIKKUZHY
PUTHUVAL BHAGOM, KOCHUKARINTHARUVI KARA,
ELAPPARA VILLAGE, PEERMADE TALUK,
IDUKKI DISTRICT, PIN- 685 501.

BY ADV.SRI.K.K.SATHEESH

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 10-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Msd.

OP(C).No. 885 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1: TRUE COPY OF THE DECREE DATED 15.06.2011 IN
O.S.NO.92 OF 2006 OF THE SUBORDINATE JUDGE'S COURT,
KATTAPPANA.**

**EXHIBIT P2: TRUE COPY OF JUDGMENT DATED 04.11.2014 IN
O.P.(C)NO.2466 OF 2014.**

**EXHIBIT P3: TRUE COPY OF PLAINT DATED 25.03.2015 IN O.S.NO.83 OF 2015
BEFORE MUNSIFF'S COURT PEERMEDU.**

**EXHIBIT P4: TRUE COPY OF I.A.NO.434 OF 2015 IN O.S.NO.83 OF 2015
DATED 25.03.2015 OF MUNSIFF'S COURT, PEERMEDU.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.S.TO JUDGE.

Msd.

B.KEMAL PASHA, J.

.....
O.P.(C) No. 885 of 2015
.....

Dated this the 10th day of June, 2015

J U D G M E N T

Heard the learned counsel for the petitioner and the learned counsel for the 2nd respondent.

2. The learned Munsiff, Peermedu is directed to dispose of Ext.P4 I.A.434 of 2015 in O.S.83 of 2015, as expeditiously as possible, at any rate, within a period of one month from the date of receipt of a copy of this judgment. Till the disposal of Ext.P4, the proceedings in EP 35 of 2011 in OS 92 of 2006 of the Subordinate Judge's Court, Kattappana, shall stand stayed.

The Original Petition is disposed of as above.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

O.P.(C) of 2015

-: 2 :-

[True copy]

P.S. to Judge