

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

WEDNESDAY, THE 8TH DAY OF APRIL 2015/18TH CHAITHRA, 1937

OP(C).No. 1034 of 2015 (O)

OS 314/2011 of SUB COURT, NEYYATTINKARA.

PETITIONER(S):

THANKAPPAN, S/O. VELAYUDHAN,
AGED 64 YEARS, RESIDING AT
RETNA PRABHA MANDIRAM,
ETIIRUTHI MURI, KULATHUMMAL VILLAGE,
NEYYATTINKARA TALUK.

BY ADV. SRI.R.GOPAN

RESPONDENT(S):

1. LASER NADAR EDUCATION AND RESEARCH
FOUNDATION TRUST, REP.BY ITS CHAIRMAN,
DAIVADANAM - 695 001.
2. DAIVADANAM, S/O. LASER NADAR,
AGED ABOUT 84, RESIDING AT
SUNIL BHAVAN, PUVANVILLA,
THIRUPURATHUR DESOM, THIRUPURAM VILLAGE,
NEYYATTINKARA TALUK 695 121.
3. D. RAJEEV, S/O.DAIVADANAM,
AGED ABOUT 49, RESIDING AT
CHATHOTATH VEEDU, KEEZHKOLLA DESOM,
AMARAVILA, NEYYATTINKARA TALUK - 695121.
4. S.R. PRAVEEJA, W/O. D. RAJEEV,
AGED ABOUT 39, RESIDING AT
CHATHOTATH VEEDU, KEEZHKOLLA DESOM,
AMARAVILA, NEYYATTINKARA TALUK - 695 121.
5. C.T. SHERLY, D/O. THANKAPPAN,
AGED ABOUT 36, RESIDING AT
RETNAPRABHA MANDIRAM, ETIIRUTHI MURI,
KULATHUMMAL VILLAGE,
NEYYATTINKARA TALUK - 695 121.

6. D. SUNIL, S/O. DAIVADANAM,
AGED ABOUT 49 YEARS,
RESIDING AT SUNIL NILAYAM,
UCHAKKADA PAYATTUVILA,
BALARAMAPURAM,
NEYYATTINKARA TALUK -695 121.
7. NISHA M.R., W/O. D. SUNIL,
AGED ABOUT 39 YEARS,
RESIDING AT SUNIL NILAYAM,
UCHAKKADA PAYATTUVILA,
BALARAMAPURAM,
NEYYATTINKARA TALUK -695 121.

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON
08-04-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

O.P.C. 1034 OF 2015

APPENDIX

PETITIONER'S EXTS:

EXT. P1 : PHOTOCOPY OF THE PLAINT IN O.S. NO. 3142011 FILED BY THE PETITIONER BEFORE THE SUB COURT, NEYYATTINKARA DATED 5.8.2011.

EXT. P2 : PHOTOCOPY OF THE ORDER DATED 1.11.2014 IN I.A. NO. 5704/2014 IN O.S. NO.1017/2014 OF THE PRINCIPAL MUNSIFF COURT, NEYYATTINKARA.

EXT. P3 : PHOTOCOPY OF THE WRITTEN STATEMENT IN O.S.NO. 314/2011 BEFORE THE SUB COURT, NEYYATTINKARA DATED 16.1.2012.

EXT. P3(A) : PHOTOCOPY OF THE WRITTEN STATEMENT FILED BY THE RESPONDENTS 6 AND 7 IN O.S.NIO. 314/2011 BEFORE THE SUB COURT, NEYYATTINKARA DATED 16.1.2012.

P. BHAVADASAN, J.

O.P.(C). No. 1034 of 2015

Dated this the 8th day of April, 2015.

JUDGMENT

A suit filed in the year 2011 in which issues have been raised is awaiting trial.

2. Learned counsel for the petitioner points out that this causes considerable difficulties to the petitioner and there is no reason why the suit should not be tried when it is ripe for trial.

3. In the nature of the order that is proposed to be passed in this Original Petition, notice to the respondents appears to be unnecessary.

This Original Petition is disposed of directing Sub Court, Neyyattinkara to include O.S. 314 of 2011 in the list as expeditiously as possible and dispose of the same within within four months from the date of listing of the suit in the special list.

sb.

P. BHAVADASAN,
JUDGE