

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 25TH DAY OF SEPTEMBER 2015/3RD ASWINA, 1937

OP(C).No. 127 of 2014 (O)

AGAINST THE ORDER/JUDGMENT IN OS 170/2013 of MUNI-MAGI.COURT,MANNARKAD

PETITIONER(S)/PETITIONER:

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- 1. BASTIN, AGED 39 YEARS
S/O.SEBASTIAN, PALLIPADAN HOUSE, KANHOOR P.O.,
ALUVA TALUK, ERNAKULAM.**
 - 2. CLEMANTINA @ SALLY, AGED 56 YEARS,
S/O.SEBASTIAN, PALLIPADAN HOUSE, KANHOOR P.O.,
ALUVA TLAUK, ERNAKULAM**

**BY ADVS.SRI.K.MOHANAKANNAN
SMT.A.R.PRAVITHA
SMT.D.S.THUSHARA
SRI.H.PRAVEEN (KOTTARAKARA)**

RESPONDENT(S)/RESPONDENTS:

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- 1. AANDI,
S/O.MANIYAPPAN MOOPAN, KARATHOOR HOUSE, PUDUR,
MANNARKAD TALUK, PALAKKAD-678 582.**
 - 2. MARUTHAN,
S/O.MANIYAPPAN MOOPAN, KARATHOOR HOUSE, PUDUR,
MANNARKAD TALUK, PALAKKAD-678 582.**

**THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 25-09-2015, THE COURT
ON THE SAME DAY DELIVERED THE FOLLOWING:**

DG

OP(C).No. 127 of 2014 (O)

APPENDIX

PETITIONER(S)' EXHIBITS:

- P1:- TRUE COPY OF THE PLAINT IN OS 170/13.**
- P2:- TRUE COPY OF THE I.A 776/2013 IN OS 170/2013 DTD 19/11/2013.**
- P3:- TRUE COPY OF THE I.A 777/2013 DTD 19/11/2013 IN OS 170/2013.**
- P4:- TRUE COPY OF THE OBJECTION FILED BY THE RESPONDENTS IN I.A NO. 776/2013.**
- P5:- TRUE COPY OF THE COMPLAINT FILED BY THE PETITIONERS BEFORE THE AGALI POLICE STATION.**
- P6:- TRUE COPY OF THE COMMISSION REPORT.**

RESPONDENT(S)' EXHIBITS - NIL

//TRUE COPY//

P.A TO JUDGE

THOTTATHIL B.RADHAKRISHNAN,J.

O.P.(C) No.127 of 2014

Dated this the 25th day of September, 2015

J U D G M E N T

This original petition was filed under Article 227 of the Constitution of India, alleging that there is delay in considering an interlocutory application. There was an interim order by this Court on 17.01.2014 to consider the interlocutory application and pass orders thereon. It is submitted by the learned counsel for the petitioners that with passage of time, the interlocutory application pending before the court below has already been heard and decided by the court below. Under such circumstances, this original petition has become infructuous. Hence, it is dismissed as infructuous.

Sd/-
(THOTTATHIL B.RADHAKRISHNAN, JUDGE)

/TRUE COPY/

P.A.TO JUDGE