

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE B.KEMAL PASHA

THURSDAY, THE 4TH DAY OF JUNE 2015/14TH JYAISHTA, 1937

OP(C).No.1286 of 2015 (O)

**E.A.NO.724/2014 IN EP NO.83/2010 OF THE PRINCIPAL DISTRICT COURT,
KOZHIKODE.**

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PETITIONER'S/JUDGMENT DEBTORS 1 & 2:

- 1. RATHEESH N.K,S/O.RAGHVAN,AGED 31 YEARS,
NAMBATTUKUNIL HOUSE,VIYOOR AMSOM,KOLLAM P.O.,
KOYILANDY TALUK,KOZHIKODE DISTRICT.**
- 2. RADHA N.K,W/O.RAGHVAN,AGED 55 YEARS,
NAMBATTUKUNI HOUSE,VIYOOR AMSAM,
KOLLAM P.O.,KOYILANDY TALUK,KOZHIKODE DISTRICT.**

**BY ADVS.SRI.P.R.SREEJITH
SRI.M.PROMODH KUMAR**

RESPONDENT/DECREE HOLDER:

**M/S.MUTHOOT VEHICLES AND ASSET FINANCE LTD,
OPP.SARITHA THEATER,ARYAN TOWER,ERNAKULAM,
REPRESENTED BY ITS P.A.HOLDER VIPIN DAS-682031.**

BY SRI.C.S.MANILAL

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 04-06-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

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APPENDIX

EXT.P1: THE TRUE COPY IN EA 724/2014 IN EP 83/2010 FOR DELIVERY OF
THE PROPERTY IN THE PRINCIPAL DISTRICT COURT,KOZHIKODE.

EXT.P2: THE TRUE COPY OF THE PETITIONER'S COUNTER IN EXT.P1.

EXT.P3: A TRUE COMPUTER GENERATED COPY OF THE ORDER OF THE
PRINCIPAL, DISTRICT COURT,KOZHIKODE DATED 10.3.2015 IN EA
NO.724/2014 IN EP NO.83/2010.

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

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B.KEMAL PASHA, J.

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O.P.(C). No.1286 of 2015

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Dated this the 4th day of June, 2015

J U D G M E N T

Heard the learned counsel for the petitioners and the learned counsel for the respondent.

2. All further proceedings in E.P.No.83 of 2010 of the Principal District Court, Kozhikode shall stand stayed on condition that the petitioner shall pay the whole decree amount with interest and cost in seven equal monthly instalments commencing from 18.06.2015 onwards. In case of default of any of the instalments, the proceedings in the E.P. shall continue.

This Original Petition (Civil) is disposed of as above.

Sd/-

**B.KEMAL PASHA
JUDGE**