

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 5TH DAY OF JUNE 2015/15TH JYAISHTA, 1937

OP(C).No. 1292 of 2015 (O)

E.P.NO.89/2014 IN O.S.NO.57/2011 OF THE SUB COURT, SULTAN BATHERY

PETITIONER(S)/JUDGMENT DEBTORS/DEFENDANTS:

1. **G.PLEKHA, AGED 39 YEARS**
W/O.LATE SUNILKUMAR, SHOBALAYAM, POOVADAN GATE
VADAKARA BEECH POST OFFICE, VADAKARA AMSOM DESOM,
KOZHIKODE TALUK.
2. **JAGAN, AGED 14 YEARS(MINOR),**
S/O.LATE SUNIL KUMAR,
REPRESENTED BY MOTHER AND GUARDIAN G.PLEKHA
SHOBALAYAM, POOVADAN GATE, VADAKARA BEECH POST OFFICE,
VADAKARA AMSOM DESOM, KOZHIKODE TALUK.
3. **NEHA, AGED 10 YEARS (MINOR),**
D/O.LATE SUNILKUMAR,
REPRESENTED BY MOTHER AND GUARDIAN G.PLEKHA,
SHOBALAYAM, POOVADAN GATE, VADAKARA BEECH POST OFFICE
VADAKARA AMSOM DESOM, KOZHIKODE TALUK.
4. **K.P.LEELA, AGED 62 YEARS,**
W/O.BHASKARAN, SHOBALAYATHIL, POOVADAN GATE,
VADAKARA BEECH POST OFFICE, VADAKARA AMSOM DESOM,
KOZHIKODE TALUK.
5. **P.S.JAYAPRAKASH, AGED 51 YEARS,**
S/O.SHEKARAN, PRAKASH RAJ BHAVANAM, ELATHUR AMSOM,
PUTHIYANGADI DESOM, PUDIYAPPA POST OFFICE,
KOZHIKODE TALUK.

BY ADV. SRI.V.SHYAM

RESPONDENT(S)/DECREE HOLDER/PLAINTIFF:

P.S.DILEEPKUMAR,
S/O.P.N.RAGHAVAN, PHARMASIST, ECHOM P.O.,
ANCHUKUNNU VILLAGE, MANANTHAVADY TALUK,
NOW VYTHIRI TALUK, KALPETTA VILLAGE,
NEAR ONIVAYAL COFFEE BOARD,
RESIDING AT PULIKKAL VEEDU, KALPETTA VILLAGE,
VYTHIRI TALUK, WAYANAD DISTRICT, PIN- 673 121.

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 05-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Msd.

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: A TRUE COPY OF THE PLAINT DATED 03.02.2011 IN O.S.NO.57/2011 ON
 THE FILE OF THE SUB COURT, SULTAN BATHERY.
- EXT.P2: A TRUE COPY OF THE DECREE DATED 04.06.2013 IN O.S.NO.57/2011
 ON THE FILE OF THE SUB COURT, SULTAN BATHERY.
- EXT.P3: A TRUE COPY OF THE E.P.NO.89/2014 ON THE FILE OF THE SUB
 COURT, SULTAN BATHERY.
- EXT.P4: A TRUE COPY OF THE OBJECTION DATED 22.07.2014 IN E.P.NO.89/2014
 ON THE FILE OF THE SUB COURT, SULTAN BATHERY.
- EXT.P5: A TRUE COPY OF THE ORDER DATED 17.01.2015 IN E.P.NO.89/2014 ON
 THE FILE OF THE SUB COURT, SULTAN BATHERY.
- EXT.P6: A TRUE COPY OF THE SALE PROCLAMATION DATED NIL IN
 E.P.NO.89/2014 ON THE FILE OF THE SUB COURT, SULTAN BATHERY.

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.S.TO JUDGE.

Msd.

B.KEMAL PASHA, J.

.....
O.P.(C) No.1292 of 2015
.....

Dated this the 5th day of June, 2015

J U D G M E N T

Heard the learned counsel for the petitioners.

2. Confirmation of sale shall be postponed for a period of one month, on condition that the petitioner shall pay or deposit the balance decree amount within a period of one month from today.

With above direction, this Original Petition is disposed of.

Issue copy today itself.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

[True copy]

P.S. to Judge