

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

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

OP(C).No. 1331 of 2015 (O)

CMA 41 & 42 OF 2015 OF ADDITIONAL DISTRICT COURT - IV, PALAKKAD.
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PETITIONER(S):

1. MADHUSUDANAN, S/O. ACHUTHAN NAIR,
AGED 68, DAMODARA VILAS,
NOTTATHU HOUSE, BEMMANNIYUR AMSOM,
PARUTHIPULLI POST, ALATHUR TALUK, PIN - 678 573.
2. SAROJA, D/O. ACHUTHAN NAIR, AGED 50,
DAMODARA VILAS, NOTTATHU HOUSE
BEMMANNIYUR AMSOM, PARUTHIPULLI POST,
ALATHUR TALUK, PIN - 678 573.

BY ADVS.SRI.P.B.KRISHNAN
SRI.P.M.NEELAKANDAN
SRI.P.B.SUBRAMANYAN
SRI.SABU GEORGE
SRI.S.NITHIN (ANCHAL)

RESPONDENT(S):

1. SHARADAMBIKA, W/O. NARAYANAN, AGED 68,
RESIDING AT 25/16, TEACHERS COLONY,
3RD STREET, THIRUPUR -2. TAMIL NADU, 641 602.
2. DAMODARAN UNNI, S/O. ACHUTHAN NAIR, AGED 60,
BUSINESS, NOTTATHU HOUSE, BEMMANNIYUR AMSOM,
PARUTHIPULLI POST, ALATHUR TALUK, PIN-678573.

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

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OP(C).No. 1331 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS:

- EXT.P1: DATED 6.3.2014, TRUE COPY OF IA NO.470 OF 2014 IN OS NO.142 OF 2014, MUNSIFFS COURT, ALATHUR.
- EXT.P2: DATED 7.4.2014, TRUE COPY OF THE ORDER IN IA NO. 470 OF 2014 IN OS NO 142 OF 2014. MUNSIFFS COURT, ALATHUR.
- EXT.P3: DATED 8.4.2014, TRUE COPY OF IA NO.741 OF 2014 IN IA NO. 470 OF 2014 IN OS NO.142 OF 2014, MUNSIFFS COURT, ALATHUR.
- EXT.P4: DATED 20.3.2015, TRUE COPY OF THE ORDER IN IA NO.741 OF 2014 IN IA NO.470 OF 2014 IN OS NO.142 OF 2014, MUNSIFFS COURT, ALATHUR.
- EXT.P5: DATED 1.4.2015, TRUE COPY OF THE ORDER IN IA NOS.700 AND 702 OF 2015 IN C.M.A. NOS. 41 AND 42 OF 2015, ADDL. DISTRICT COURT-IV, PALAKKAD.

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

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B.KEMAL PASHA, J.

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O.P.(C). No.1331 of 2015

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Dated this the 10th day of June, 2015

J U D G M E N T

There is a serious contention from the part of the petitioners, who are the respondents in C.M.A. Nos.41 and 42 of 2015 of the court below, that the said C.M.As will not lie in the matter. The respondents are ready to argue the matter. The court below shall hear and dispose of the C.M.As as expeditiously as possible, at any rate within a period of two months from the date of receipt of a copy of this judgment.

In the result, this Original Petition (Civil) is disposed of as above.

Sd/-

**B.KEMAL PASHA
JUDGE**