

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 1ST DAY OF SEPTEMBER 2015/10TH BHADRA, 1937

OP(C).No. 1361 of 2015 (O)

O.S.NO.119/2013 OF MUNSIF'S COURT, THODUPUZHA

PETITIONER(S)/DEFENDANT :

**SAINABA, AGED 75 YEARS,
W/O.PEER MOHAMED, MEDAKUNNEL HOUSE, KEERIKODU KARA,
KARIKODU VILLAGE, THODUPUZHA TALUK, IDUKKI DISTRICT.**

**BY ADVS.SRI.SAJEEVAN KURUKKUTTIYULLATHIL
SMT.SARITHA THOMAS**

RESPONDENT(S)/PLAINTIFF :

**FAZAL, AGED 54 YEARS,
S/O.PEER MOHAMED, MEDAKUNNEL HOUSE, KEERIKODU KARA,
KARIKODU VILLAGE, THODUPUZHA TALUK,
IDUKKI DISTRICT- 685 014.**

**THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 01-09-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

Msd.

OP(C).No. 1361 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS :

EXHIBIT P1: TRUE COPY OF THE PLAINT IN O.S.NO.119/2013 ON THE FILES OF THE MUNSIFF'S COURT, THODUPUZHA.

EXHIBIT P2: TRUE COPY OF THE I.A.NO.1046/2015 IN O.S.NO.119/2013 ON THE FILES OF THE MUNSIFF'S COURT, THODUPUZHA.

EXHIBIT P3: TRUE COPY OF THE REVIEW PETITION DATED 12.06.2015 FILED BY THE PETITIONER UNDER SECTION 114 READ WITH ORDER 47 RULES I OF THE CODE OF CIVIL PROCEDURE O.S.NO.119/2013 ON THE FILES OF THE MUNSIFF'S COURT, THODUPUZHA.

EXHIBIT P4: TRUE COPY OF THE APPLICATION DATED 12.06.2015 FILED UNDER ORDER 18 RULE 17 OF THE CODE OF CIVIL PROCEDURE TO RE-CALL THE WITNESS, IN O.S.NO.119/2013 ON THE FILES OF THE MUNSIFF'S COURT, THODUPUZHA.

RESPONDENT(S)' EXHIBITS :

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A.MUHAMED MUSTAQUE, J.

O.P.(C)No.1361 of 2015

Dated this the 1st day of September, 2015.

J U D G M E N T

This original petition is closed with a liberty to the petitioner to agitate all the issues in O.P.(C) No.2088/15.

Sd/-
A.MUHAMED MUSTAQUE,
Judge.

ami/

//True copy//

P.A.to Judge