

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

THURSDAY, THE 2ND DAY OF JULY 2015/11TH ASHADHA, 1937

OP(C).No. 1405 of 2015 (O)

I.A. NO.444/2015 IN OS. NO. 229/2011 OF SUB COURT, CHERTHALA.
.....

PETITIONER/PETITIONER/PLAINTIFF:

**LUVEESA, D/O.ELIAS, KATTIPARAMBIL,
CHERTHALA SOUTH VILLAGE,
ALAPPUZHA.**

BY ADV. SRI.LIJU. M.P.

RESPONDENTS/RESPONDENTS/DEFENDANTS:

- 1. LUVALIN ANTONY MICHEAL,
S/O.DAMIANOSE, KATTIPARAMBIL,
CHERTHALA SOUTH VILLAGE,
ALAPPUZHA- 688 524.**
- 2. IAN D.,
S/O.DAMIANOSE, S. BLOCK, 117/1,
5TH MAIN ROAD, ANNA NAGAR, MADRAS- 600 001.**
- 3. JAMES @ THANKACHAN,
S/O.BIYATRIS, HOUSE NO.350, WARD NO.6,
CHERTHALA SOUTH, ALAPPUZHA-688 524.**

R1 BY ADV. SRI.J.OM PRAKASH.

**THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 02-07-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

rs.

OP(C).No. 1405 of 2015 (O)

APPENDIX

PETITIONER'S EXHIBITS:-

- P1 : TRUE COPY OF THE PLAINT IN OS.NO.229/2011 ON THE FILE OF SUBORDINATE JUDGES COURT, CHERTHALA.
- P2 : TRUE COPY OF THE PETITION IN IA.NO.444/2015 IN OS.NO.229/2011 ON THE FILE OF SUBORDINATE JUDGES COURT, CHERTHALA.
- P3 : TRUE COPY OF ORDER DATED 11-06-2015 PASSED IN IA.NO.444/2015 OS.NO.229/2011 ON THE FILE OF SUBORDINATE JUDGES COURT, CHERTHALA.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.S. TO JUDGE

rs.

B.KEMAL PASHA, J.

.....
O.P.(C) No.1405 of 2015
.....

Dated this the 2nd day of July, 2015

J U D G M E N T

Heard the learned counsel for the petitioner and the learned counsel for the respondents.

2. The request is to keep in file O.S.No.2/2011 of the Subordinate Judge's Court, Cherthala, pending till a final decision is taken on the petition allegedly filed by the petitioner to get the *exparte* order passed against her in O.S.No.8/1984 of the said court set aside, and also till the disposal of the FAO allegedly filed against an order passed in O.S.No.8/1984.

3. On going through Ext.P3 order, this Court does not find anything to interfere with the said order. Ext.P3 does not suffer from any illegality, irregularity or jurisdictional

O.P.(C) 1405 of 2015

-: 2 :-

error. The court below can proceed with O.S.No.229/2011.

With the above observation, this Original Petition is dismissed.

Sd/- B.KEMAL PASHA, JUDGE

ul/-

[True copy]

P.S. to Judge