

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 7TH DAY OF AUGUST 2015/16TH SRAVANA, 1937

OP(C).No. 1542 of 2015 (O)

OS 34/2013 OF MUNSIF COURT, VARKALA.

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PETITIONER(S)/DEFENDANTS:

1. RATNAMANI, AGED 49 YEARS,
D/O.SANKARAN PILLAI, SIJI BHAVAN,
MOONGODU P.O, OTTOOR VILLAGE,
TRIVANDRUM DISTRICT, PIN - 695 146.
2. RATNAKUMARI, AGED 47 YEARS,
D/O.SANKARAN PILLAI, "THRIVENI",
KAVALAYOOR P.O, MANAMBOOR VILLAGE,
TRIVANDRUM DISTRICT, PIN - 694 144.

BY ADV. SRI.P.M.HABEEB

RESPONDENT(S)/PLALINTIFF:

1. PRABHAKARAN, AGED 67 YEARS,
S/O.GOVINDAN, KURUTHOLAYIL VEEDU,
THOPPIL, MOONGODU P.O, OTTOOR VILLAGE,
TRIVANDRUM DISTRICT- 695 146.
2. CHANDR BABU,AGED 49 YEARS,
S/O.VASUDEVAN PILLAI, KANJJIRAMVILA VEEDU,
THOPPIL, MOONGODU P.O, OTTUR VILLAGE,
TRIVANDRUM DISTRICT - 695 146.

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 07-08-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

mbr/

B. KEMAL PASHA, J.

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O.P.(C) No.1542 of 2015
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Dated this the 7th day of August, 2015

J U D G M E N T

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Heard learned counsel for the petitioners.

2. According to the petitioners, the suit was listed on 04.06.2015 and PWs 1 and 2 were examined. Exts.A1 to A7 were marked. Subsequently, the case was adjourned for further evidence to 08.06.2015, on which date, PW3 was examined. The plaintiffs' evidence was closed and the matter was posted to 09.06.2015 for defence evidence. There was no defence evidence and consequently, the matter was posted for hearing to 16.06.2015, on which date, it was again adjourned to 22.09.2015. The court below ought to have heard the matter and disposed it of.

3. Strangely enough, when the presiding officer of the court below was called upon to file a report with regard to the possible date within which the matter could be

disposed of, a letter has been sent to this Court without specifying any period within which the matter could be disposed of. The court below has reported that cases up to the year 2010 are the targeted matters of that court. It is not the concern of this Court or the party. The court below shall dispose of the suit, as expeditiously as possible, at any rate, within a period of two months from the date of receipt of a copy of this judgment.

O.P.(Civil) is disposed of as above.

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/07/08

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PA to Judge