

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 10TH DAY OF JULY 2015/19TH ASHADHA, 1937

OP(C).No. 1638 of 2015 (O)

I.A. NO.1328/2015 IN O.S. NO.59/2015 OF SUB COURT-III B, THIRUVANANTHAPURAM.
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PETITIONERS/DEFENDANTS 1 TO 3:

- 1. M/S.REEBOK INDIA COMPANY,
HAVING ITS REGISTERED OFFICE AT 530/1, 3, 4,
BIJWASAN VILLAGE,NEW DELHI-110 061,
REPRESENTED BY ITS POWER OF ATTORNEY HOLDER
MS.RITU GUPTA, (CURRENT REGISTERED OFFICE
AT 7TH FLOOR, OFFICE NO.6, SECOND FLOOR, SECTOR-B,
POCKET-7, PLOT NO.11, VASANT KUNJ, NEW DELHI-110 070).**
- 2. REEBOK INDIA COMPANY,
UNITECH COMMERCIAL TOWER-II,
SECTOR-45, BLOCK-B, GREENWOODS CITY,
GURGAON-122 001, HARYANA, INDIA,
REPRESENTED BY ITS POWER OF ATTORNEY HOLDER,
MS.RITU GUPTA.**
- 3. REEBOK INDIA COMPANY,2016, 2ND FLOOR,
16TH MAIN ROAD, 100 FT. ROAD, INDIRA NAGAR,
BANGALORE-560 008, REPRESENTED BY ITS
POWER OF ATTORNEY HOLDER, MS.RITU GUPTA.**

**BY ADVS.SRI.SATHISH NINAN,
SRI.SANTHOSH MATHEW,
SRI.ARUN THOMAS,
SRI.JENNIS STEPHEN.**

RESPONDENTS/PLAINTIFFS & 4TH DEFENDANT:

- 1. SMT.ARUNACHALAM AMMA, AGED 80,
W/O.ARUNACHALAM, REPRESENTED BY HER
POWER OF ATTORNEY HOLDER, A. RAJAGOPAL,
RESIDING AT TC 24/424, DOOR NO.226, BRINDAVAN,
THYCAUD, TRIVANDRUM-695 001.**

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**2. A. RAJAGOPAL, AGED 56,
S/O.K. ARUNACHALAM B., RESIDING AT TC 24/424,
DOOR NO.226, BRINDAVAN, THYCAUD,
TRIVANDRUM-695 001.**

**3. DR.ANIL KUMAR. V., AGED ABOUT 45,
S/O.VIDHYADHARAN ORTHOPAEDIC SURGEON,
PRAYAGA, SHORNUR-2, PALAKKAD DISTRICT,
KERALA-678 001.**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 10-07-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- EXT.P1 COPY OF THE AGREEMENT DATED 05/10/2009 EXECUTED BETWEEN THE PETITIONERS AND RESPONDENTS 1 & 2.
- EXT.P2 COPY OF THE PLAINT IN O.S. NO.59/2015 ON THE FILE OF THE SUBORDINATE JUDGE'S COURT, THIRUVANANTHAPURAM.
- EXT.P3 COPY OF THE I.A. NO.1215/2015 IN O.S. NO.59/2015 ON THE FILES OF THE SUBORDINATE JUDGE'S COURT, THIRUVANANTHAPURAM.
- EXT.P4 COPY OF THE ORDER DATED 10/04/2015 IN I.A. NO.1219/2015 IN O.S. NO.59/2015 OF THE SUBORDINATE JUDGE'S COURT, THIRUVANANTHAPURAM.
- EXT.P5 COPY OF THE APPLICATION-I.A. NO.1328/2015 IN O.S. NO.59/2015 FILED BY THE PETITIONERS.
- EXT.P6 COPY OF THE COUNTER AFFIDAVIT FILED BY THE RESPONDENTS 1 AND 2 TO I.A. NO.1328/2015 IN O.S. NO.59/2015 FILED BY THE PETITIONERS.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

PA. TO JUDGE

rs.

B.KEMAL PASHA, J.

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O.P.(C).No.1638 of 2015

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Dated this the 10th day of July, 2015

J U D G M E N T

Heard the learned counsel for the petitioner.

2. The court below is directed to dispose of Exhibit P5, as expeditiously as possible, at any rate, within in a period of 15 (fifteen) days from the date of receipt of a copy of this judgment.

This Original Petition (Civil) is disposed of accordingly.

Sd/-

**B.KEMAL PASHA
JUDGE**