

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 4TH DAY OF AUGUST 2015/13TH SRAVANA, 1937

OP(C).No. 1882 of 2015 (O)

OS 451/2003 OF PRINCIPAL MUNSIFF COURT, ALAPPUZHA.

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PETITIONER/IST APPELLANT:

SIVANI, D/O.KALYANI, CHOOOLAKKADAVIL,
MANNANCHERRY PANCHAYATH, WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT.

BY ADVS.SRI.T.P.PRADEEP
SRI.P.K.SATHEES KUMAR

RESPONDENT(S)/RESPONDENTS:

1. KUTTAPPAN, S/O.GOVINDAN, AYIKKARAPPARAMBIL,
MANNANCHERRY PANCHAYATH WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT. 688 538.
2. GOPINATHAN, S/O.GOVINDAN, AYIKKARAPPARAMBIL,
MANNANCHERRY PANCHAYATH, WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT. 688 538.
3. SOMASARMAN, S/O.GOVINDAN,AYIKKARAPPARAMBIL,
MANNANCHERRY PANCHAYATH, WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT - 688 538.
4. THANKAMMA, W/O.KUTTAPPAN, AYIKKARAPPARAMBIL,
MANNANCHERRY PANCHAYATH, WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT - 688 538.
5. ABHILASH K.I, S/O.KUTTAPPAN, AYIKKARAPPARAMBIL,
MANNANCHERRY PANCHAYATH, WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT - 688 538.

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6. ARADHANA T, D/O.KUTTAPPAN, AYIKKARAPARAMBIL,
MANNANCHERRY PANCHAYATH, WARD NO.14,
NORTH ARYAD MURI, KOMALAPURAM VILLAGE,
ARYAD NORTH P.O., ALAPPUZHA DISTRICT - 688 538.

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 04-08-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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APPENDIX

PETITIONER(S)' EXHIBITS:

- EXT.P-1: TRUE COPY OF THE JUDGEMENT DATED 28.2.2009 IN O.S.NO.451/03 PRL.MUNSIFF'S COURT, ALAPPUZHA.
- EXT.P-2: TRUE COPY OF THE JUDGEMENT OF THIS HON'BLE COURT IN WPC NO.31513/2011 DATED 7.12.2011.
- EXT.P-3: TRUE COPY OF THE NOTICE DATED 24.6.2013 FOR HEARING.
- EXT.P-4: TRUE COPY OF THE APPEAL MEMORANDUM A.S.NO.68/2009 DISTRICT COURT, ALAPPUZHA.
- EXT.P-5: TRUE COPY OF THE JUDGEMENT DATED 29.3.2012 IN A.S.NO.68/2009.
- EXT.P-6: COPY OF THE I.A.NO.341/2012 DATED 12.4.2012.
- EXT.P-7: TRUE COPY OF THE I.A.NO.813/2013.
- EXT.P-8: TRUE COPY OF THE I.A. NO.618/2014.
- EXT.P-9: TRUE COPY OF THE EP NO.80/14 DATED 2.6.2014 MUNSIFF'S COURT, ALAPPUZHA.
- EXT.P-10: TRUE COPY OF THE OBJECTION DATED 10.3.2015.
- EXT.P-11: TRUE COPY OF THE ORDER DATED 5.6.2015 IN EP NO.80/2014.
- EXT.P-12: TRUE COPY OF THE JUDGEMENT DATED 14.7.2015 IN OPC NO.1663/15 HON'BLE HIGH COURT OF KERALA.

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.1882 of 2015
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Dated this the 4th day of August, 2015

J U D G M E N T

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

2. The court below is directed to dispose of Exts.P6
and 7, as expeditiously as possible, at any rate, within a
period of one month from the date of receipt of a copy of
this judgment. Till then, the execution proceedings shall
stand stayed.

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

Sd/-
(B.KEMAL PASHA, JUDGE)

aks/04/08

// True Copy //

PA to Judge