

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 10TH DAY OF SEPTEMBER 2015/19TH BHADRA, 1937

OP(C).No. 1990 of 2015 (O)

OS.NO. 331/2015 OF MUNSIF COURT, CHANGANACHERRY

PETITIONER(S):

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1. ALEYKUTTY THOMAS, AGED 60 YEARS,
W/O. THOMAS JOSEPH , NADUVILEDATH, PANTHAMAKAL,
KOOTTHARAPALLY P.O, KARUKACHAL,
KOTTAYAM DISTRICT-686 540
 2. THOMAS JOSEPH, AGED 65 YEARS,
S/O. THOMAS, NADUVILEDATH, PANTHAMAKAL,
KOOTTHARAPALLY P.O, KARUKACHAL,
KOTTAYAM DISTRICT -686 540

BY ADVS.SRI.V.PHILIP MATHEW
SRI.GIBI.C.GEORGE
SRI.E.RADHAKRISHNAN

RESPONDENT(S):

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1. KUNJAMMA PHILIP, AGED 72 YEARS,
W/O. PHILIP, ALUNKAL HOUSE, CHILLAKKUNNU P.O.,
VELLAVOOR VILLAGE, THAZHATHUVADAKARA BHAGAM,
CHANGANACHERRY TALUK, KOTTAYAM DISTRICT -686 541
 2. MARIAMMA THOMAS,W/O. THOMAS,
KOTTARATHIL HOUSE, PATHICKAMUKKU,
CHETHIPUZHA VILLAGE, CHANGANACHERRY TALUK,
KOTTAYAM DISTRICT -686 101
 3. ANNAMMA THOMAS, AGED 62 YEARS,
W/O. THOMAS, KAVUNKAL HOUSE, CHETTUTHODU P.O,
PINNAKKANADU, KANJIRAPALLY, KOTTAYAM DISTRICT -686 508
 4. MERCY CHACKO, AGED 55 YEARS,
W/O. CHACKO, THADATHIL HOUSE, KOOTTHARAPALLY P.O,
KARUKACHAL, KOTTAYAM DISTRICT -686 540

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5. CHACKO MATHAI, AGED 65 YEARS,
S/O.MATHEW, THADATHIL HOUSE, KOOTHRAPALLY P.O,
KARUKACHAL, KOTTAYAM DISTRICT- 686 540

R4 & R5 BY ADVS. SRI.JOMY GEORGE
SRI.SEBASTIAN THOMAS
SRI.P.REJINARK
SMT.K.B.SONY
SRI.DEEPAK MOHAN
SMT.A.MINI JOSEPH

THIS OP (CIVIL) HAVING BEEN FINALLY HEARD
ON 10-09-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

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K.ABRAHAM MATHEW, J

O.P.(C)NO.1990 OF 2015

Dated this the 10th day of September, 2015

J U D G M E N T

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The parties to this O.P are plaintiffs and defendants in O.S.No.331 of 2015 on the file of Munsiff's Court, Changanassery in which I.A.No.1827 of 2015 has been filed for a temporary prohibitory injunction. The prayer in the O.P is to direct the Munsiff to consider and dispose of the I.A without delay. I am satisfied that the request is reasonable.

In the result, this O.P is disposed of with a direction to the learned Munsiff to dispose of I.A.No.1827 of 2015 without delay and to the extent possible within one month from the date of receipt of a copy of this order. Till the disposal of the I.A, the parties will maintain status-quo. Submission of the learned counsel for the respondents that the trees in the property have already been cut and removed is recorded.

sd/-

**K. ABRAHAM MATHEW**  
**JUDGE**

R.AV

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PA to Judge