

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 18TH DAY OF AUGUST 2015/27TH SRAVANA, 1937

OP(C).No. 2020 of 2015 (O)

(E.P.NO.68/2014 IN OS.NO.208/2012 OF SUB COURT, CHERTHALA)

PETITIONER/JUDGMENT DEBTOR :

**K.S. HALVI,
SON OF SUDHAKARAN, AGED 43 YEARS,
KOTHAPALLIL HOUSE, THIRUMALA BHAGOM.P.O.,
KUTHIATHODE VILLAGE, CHERTHALA, ALAPPUZHA.**

BY ADV. SRI.P.K.NIJOY

RESPONDENT :

**RATHEESH.R.,
SON OF RADHAKRISHNAN NAIR, AGED 36 YEARS,
SREENILAYAM, THURAVOOR.P.O., CHERTHALA,
ALAPPUZHA-688 532.**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION
ON 18-08-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

sts

OP(C).NO.2020/2015

APPENDIX

PETITIONER'S EXHIBITS:

**P1 COPY OF THE PETITION IN E.P.NO.68 OF 2014 IN O.S.NO.208 OF 2012 OF THE
SUBORDINATE JUDGES COURT, CHERTHALA.**

RESPONDENT'S EXHIBITS: NIL

/TRUE COPY/

P.A.TO JUDGE

sts

B.KEMAL PASHA, J.

=====

O.P.(C). No.2020 of 2015

=====

Dated this the 18th day of August, 2015

J U D G M E N T

Heard the learned counsel for the petitioner.

2. The petitioner is directed to pay off the decree debt in instalments as follows:

The petitioner shall deposit an amount of ₹1,00,000/- (Rupees One Lakh only) within one month from today, before the court below. The decree holder shall file a statement regarding the balance amount, before the court below, within ten days from such deposit. The petitioner shall pay off the balance amount in four equal monthly instalments thereafter. Such payment shall commence on the expiry of one month from the date of deposit of ₹1,00,000/- (Rupees One Lakh only) noted above. The execution proceedings shall stand stayed till then. In default

of any of the instalments, the order passed by the court below would revive and warrant shall be executed.

This Original Petition (Civil) is disposed of as above.

Sd/-
B.KEMAL PASHA
JUDGE

DSV/18/8/15