

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT:

THE HONOURABLE MR.JUSTICE ANTONY DOMINIC
&
THE HONOURABLE SMT. JUSTICE P.V.ASHA

TUESDAY, THE 6TH DAY OF OCTOBER 2015/14TH ASWINA, 1937

RFA.No. 501 of 2009 ()

AGAINST THE JUDGMENT IN OS 308/2007 of PRINCIPAL SUB COURT,ALAPPUZHA
DATED 13-02-2009
APPELLANTS IN R.F.A.-DEFENDANTS IN SUIT.:

1. M/S. AARCEEYAM GROUPS, CHANDRAMS,
THUMPOLY, ALAPPUZHA, REPRESENTED BY ITS PARTNERS
RESPONDENTS 2 TO 5.

2. R.CHANDRAMONI AMMA,
W/O.LATE A.KRISHNASWAMY PILLAI, PARTNER OF
AARCEEYAM GROUPS, SAPSON GATE, ARYAD SOUTH VILLAGE,
THUMPOLY, ALAPPUZHA.

3. K.BABURAM,S/O.LATE KRISHNASWAMY PILLAI,
PARTNER OF AARCEEYAM GROUPS, GAYATHRI.

4. SUBRAMONIAN,S/O.LATE A.KRISHNASWAMY
PILLAI, POURNAMI, THUMBOLY
PARTNER OF DO. DO.

5. K.HARIHARAN,S/O.LATE A.KRISHNASWAMY
PILLAI, SAPSONS GATE, PARTNER OF DO. DO.

BY ADVS.SRI.K.JAYAKUMAR
SRI.P.B.KRISHNAN
SMT.GEETHA P.MENON

RESPONDENT(S)/R.F.A-PLAINTIFFS IN SUIT.:

* 1. DR.SANTHAMMAL, W/O.P.S.MONI,
CHITHRAPOURANAMY, NAZERATH ROAD, ALUVA FROM SARATHI (DIED)
VILLAS, KODUNGALLOOR, ALUVA.

2. RANJANA S.MONY, (WRONGLY SHOWN AS
RANJAMA S.MONY IN THE JUDGMENT), D/O.P.S.MONY
IN DO. DO.

* IT IS RECORDED THAT R2 IN THE APPEAL IS ONE OF THE LEGAL
REPRESENTATIVE'S OF DECEASED 1ST RESPONDENT AND THAT THE OTHER LEGAL
HEIRS IMPEADED ARE

* ADDL.R3.P.S.MONY, H/O.DR.SANTHAMMAL, AGED ABOUT 75,
CHITHRAPOURNAMY, NAZERATH ROAD, ALUVA FROM SARATHI
VILLAS, KADUNGALLOOR, ALUVA, PIN 683101

* ADDL.R4.S.P.SARATH, S/O.DR.SANTHAMMAL, AGED ABOUT 37,
CHITHRAPOURNAMY, NAZERATH ROAD, ALUVA FROM
SARATHI VILLAS, KADUNGALLOOR, ALUVA, PIN 683101

VIDE ORDER DATED 26.8.2014IN IA.1977/14.

* IT IS RECORDED THAT ADDL.R3 IN THE APPEAL DIED AND THE 2ND
RESPONDENT AND ADDL.4TH RESPONDENT ARE HIS LEGAL REPRESENTATIVES VIDE
ORDER DATED 26.9.2014 AS PER MEMO C.F5906/14 DT.20.9.14.

R,R1-2 BY ADV. SRI.A.KRISHNAN

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON
06.10.2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

RKC

**ANTONY DOMINIC &
P.V.ASHA, JJ.**

R.F.A.No.501 of 2009

Dated this the 6th day of October, 2015

JUDGMENT

Antony Dominic, J.

This appeal is filed by the defendants in O.S.No.308 of 2007 on the file of the Sub Court, Alappuzha challenging the judgment and decree dated 13.2.2009. By order dated 22.5.2015 the matter was referred for mediation. Accordingly the dispute has been mediated at the Ernakulam Mediation Centre (High Court) and the parties are entered into an agreement dated 14.9.2015 settling the entire dispute. In the light of the settlement thus arrived this appeal is disposed of directing that the parties shall be governed by the memorandum of settlement dated 14.9.2015. The court fee paid by the appellants will be refunded to the second appellant.

Sd/-
**ANTONY DOMINIC,
JUDGE.**

Sd/-
**P.V.ASHA,
JUDGE.**

rkc

true copy

PA to Judge