

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

WEDNESDAY, THE 7TH DAY OF OCTOBER 2015/15TH ASWINA, 1937

OP(C).No. 2401 of 2015 (O)

CMA.NO. 64/2014 OF II ADDL.DISTRICT COURT, ERNAKULAM DATED 06-02-2015
OS.NO. 11/2014 OF II ADDL.MUNSIFF COURT, ERNAKULAM DATED 08-04-2014

PETITIONER(S):

- 1. BINDU.C.G., D/O.A.GOPALAN,AGED 50 YEARS,
ADVOCATE, CHERIYAPALAKUNNATH HOUSE,
POOTHOTTA P.O, PIN -682 307,
ERNAKULAM DIST. NOW RESIDING AT PADATHARA HOUSE,
P.S ROAD, OFF AZAD ROAD, KALOOR,
KOCHI- 682 017**
- 2. AJITHA C.G., D/O.A.GOPALAN, AGED 44 YEARS,
ADVOCATE, CHERIYAPALAKUNNATH HOUSE,
POOTHOTTA P.O, PIN -682 307,
ERNAKULAM DIST. NOW RESIDING AT PADATHARA HOUSE,
P.S ROAD, OFF AZAD ROAD, KALOOR,
KOCHI -682 017**

**BY ADVS.SRI.P.B.KRISHNAN
SRI.P.M.NEELAKANDAN
SRI.P.B.SUBRAMANYAN
SRI.SABU GEORGE**

RESPONDENT :

**SNDP SAKHA YOGAM,
BRANCH NO.1103, POOTHOTTA, ERNAKULAM,
PIN- 682 307, REPRESENTED BY ITS SECRETARY.**

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

sts

OP(C).No. 2401 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1: A TRUE COPY OF THE PLAINT IN OS.NO.11/2014 ON THE FILE OF THE IIND ADDL. MUNISFF'S COURT, ERNAKULAM
- P2: A TRUE COPY OF THE IA.NO.50/2014 IN OS.NO.11/2014 ON THE FILE OF THE IIND ADDL. MUNISFF'S COURT, ERNAKULAM
- P3: A TRUE COPY OF THE WRITTEN STATEMENT IN OS.NO.11/2014 ON THE FILE OF THE IIND ADDL. MUNISFF'S COURT, ERNAKULAM
- P4: A TRUE COPY OF THE COUNTER AFFIDAVIT IN IA.50/2014 IN OS.NO.11/2014 ON THE FILE OF THE IIND ADDL. MUNISFF'S COURT, ERNAKULAM
- P5: A TRUE COPY OF THE REPORT DATED 30.01.2014 FILED BY THE ADVOCATE COMMISSIONER IN IA.NO.47/2014 IN OS.NO.11/2014 ON THE FILE OF THE IIND ADDL. MUNISFF'S COURT, ERNAKULAM
- P6: A TRUE COPY OF THE ORDER DATED 08.04.2014 IN IA.NO.50/2014 IN OS.NO.11/2014 ON THE FILE OF THE IIND ADDL. MUNISFF'S COURT, ERNAKULAM
- P7: A TRUE COPY OF THE JUDGMENT DATED 06.02.2015 IN CMA.NO.64/2014 ON THE FILE OF THE II ND ADDL. DISTRICT COURT, ERNAKULAM

RESPONDENT(S)' EXHIBITS:

NIL

/TRUE COPY/

P.A.TO JUDGE

sts

K. ABRAHAM MATHEW, J.

O.P.(C)No. 2401 of 2015

Dated this the 7th day of October, 2015

J U D G M E N T

In this O.P the plaintiffs challenge the judgment in CMA.No.64 of 2014 on the file of District Judge, Ernakulam. Their application for temporary injunction was dismissed by the trial court. The CMA filed challenging the order was also dismissed.

2. Heard.

3. I have perused the order passed by the trial court and the judgment of the appellate court. Having regard to the facts of the case, it appears that a direction to the trial court to dispose of the suit itself as expeditiously as possible is sufficient.

In the result, this O.P is disposed of with a direction to the trial court to dispose of the suit without delay untrammelled by any observations in the impugned order and judgment.

sd/-

**K. ABRAHAM MATHEW
JUDGE**

R.AV

//True Copy//

PA to Judge