

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 12TH DAY OF NOVEMBER 2015/21ST KARTHIKA, 1937

OP(C).No. 2724 of 2015 (O)

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AGAINST THE ORDER/JUDGMENT IN OS 397/2015 of MUNSIF COURT,
MAVELIKKARA
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PETITIONER(S)/PETITIONER/PLAINTIFF:

**THOMAS, AGED 74 YEARS
S/O. MATHAI, KUTTUSSEERIL, NADAKKAVU
MAVELIKKARA.**

**BY ADVS.SRI.M.V.THAMBAN
SRI.R.REJI
SMT.THARA THAMBAN
SRI.B.BIPIN
SRI.ARUN BOSE**

RESPONDENT(S)/RESPONDENT/DEFENDANT:

**JACOB VARGHESE @ SHAJI
S/O.K.C. VARGHESE, KAKKUNNIL VEEDU, KAIPPUZHA MURI
KULANADA VILLAGE, KAIPUZZHA, PIN - 689 503.**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 12-11-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT.P1-TRUE COPY OF THE PLAINT IN O.S NO. 397/2015 ON THE FILES OF
THE HONOURABLE MUNSIFF COURT, MAVELIKKARA**

**EXHIBIT.P2-TRUE COPY OF THE I.A NO. 1379/15 IN O.S 397/2015 ON THE FILES
OF THE HONOURABLE MUNSIFF COURT, MAVELIKKARA**

**EXHIBIT.P3-TRUE COPY OF THE COMMISSION REPORT FILED BY THE
ADVOCATE COMMISSIONER IN I.A 1380/2015 IN O.S 397/2015 ON THE FILES OF
THE HONOURABLE MUNSIFF COURT, MAVELIKKARA.**

RESPONDENTS' EXHIBITS: NIL

R.AV

//TRUE COPY//

PA TO JUDGE

K. ABRAHAM MATHEW, J.

O.P.(C)No.2724 of 2015

Dated this the 12th day of November, 2015

J U D G M E N T

Petitioner is the plaintiff in OS.397 of 2015 on the file of Munsiff Court, Mavelikkara. The suit is for injunction, mandatory and perpetual. Along with the suit he has filed Ext.P2 IA 1379 of 2015 for a temporary injunction. The complaint is that the I.A has not been disposed of so far. The request is to issue a direction to the court below to dispose it of without delay.

2. Heard.

3. I am satisfied that the request is reasonable.

In the result this O.P is allowed. The learned Munsiff is directed to dispose of Ext.P2 application within one month from the date of receipt or production of a copy of this judgment.

sd/-

**K. ABRAHAM MATHEW
JUDGE**

R.AV

//True Copy//

PA to Judge