

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

MONDAY, THE 30TH DAY OF NOVEMBER 2015/9TH AGRAHAYANA, 1937

OP(C).No. 2902 of 2015 (O)

IA.NO.221/2015 IN OS 443/2014 OF MUNSIF COURT, CHANGANASSERY.

PETITIONER:

**JOSEPH M JOSEPH, S/O.OUSEPH,
AGED 77 YEARS, MATTAKKAT HOUSE,
MUNDOOR P.O., PUNNAKUNNAM,
KUTTAPUZHA VILLAGE, THIRUVALLA TALUK.**

**BY ADVS.SRI.BABU JOSEPH KURUVATHAZHA
SRI.P.T.ABHILASH**

RESPONDENT:

**CELEENAMMA, W/O.GEORGE JOY,
AGED 65 YEARS, THORANAMVECHATHIL
HOUSE, NALUKODY P.O., PAYIPPAD VILLAGE,
CHANGANASSERY TALUK, PIN - 686 548.**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 30-11-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

mbr/

OP(C).No. 2902 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS:

- EXT.P1: TRUE COPY OF O.S.NO.443/2014 ON THE FILE OF THE LEARNED
MUNSIFF'S COURT, CHANGANASSERY.
- EXT.P2: TRUE COPY OF THE WRITTEN STATEMENT / COUNTER CLAIM FILED
BY THE RESPONDENT IN EXT.P1 SUIT.
- EXT.P3: TRUE COPY OF THE ORDER DATED 12/11/2014 IN IA.NO.2254/2014 IN
O.S.NO.443/2014 ON THE FILE OF THE LEARNED MUNSIFF'S COURT,
CHANGANASSERY.
- EXT.P4: TRUE COPY OF THE I.A.NO.221/2015 IN O.S.NO.443/2014
DATED 28/01/2015, PENDING ON THE FILE OF THE LEARNED
MUNSIFF'S COURT, CHANGANASSERY WITH THE SUPPROTING
AFFIDAVIT.

RESPONDENT(S)' EXHIBITS: NIL

//TRUE COPY//

P.S. TO JUDGE

mbr/

K. ABRAHAM MATHEW, J.

O.P.(C)No.2902 of 2015

Dated this the 30th day of November, 2015

J U D G M E N T

Petitioner is the plaintiff in OS.443 of 2014 of Munsiff Court, Changanassery. The court passed an order of temporary injunction in his favour. On the allegation that the respondent/defendant violated it, he filed IA.2254 of 2014 under Order 39 Rule 2A CPC. It is submitted that evidence was recorded on the application long ago, but it has not been disposed of. The only request is to direct the Munsiff to dispose of the application without delay.

2. Heard.

3. I am satisfied that the request is reasonable.

In the result this OP is disposed of with a direction to the learned Munsiff to dispose of Ext.P4 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