

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN

&

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

TUESDAY, THE 7TH DAY OF JULY 2015/16TH ASHADHA, 1937

RFA.No. 222 of 2008 (E)

**AGAINST THE JUDGMENT AND DECREE IN O.S.No.311/1996
OF PRINCIPAL SUB COURT, KOLLAM**

APPELLANT/IST DEFENDANT :-

**VISWAMBHARAN, AGED 71 YEARS,
S/O.GOPALAN, "JOY BHAVAN", PUTHENKULAM P.O.,
POOTHAKULAM VILLAGE, KOLLAM DISTRICT.**

**BY ADVS. SRI.V.VENUGOPALAN NAIR
C.UNNIKRISHNAN**

RESPONDENTS/PLAINTIFFS :-

- 1. P.SUMATHY, AGED 70 YEARS,
D/O.LATE PADMANABHAN VAIDYAR, 'PADMALAYAM'
CHETTIKKAZHIYAM, KARIMPALLOOR, PARIPPALLY VILLAGE,
KOLLAM DISTRICT.**
- 2. V.HARILAL (ALSO KNOWN AS MADHUSOODHANAN),
AGED 40 YEARS, S/O.LATE VISWAMBHARAN, 'PADMALAYAM',
CHETTIKKAZHIYAM, KARIMPALLOOR, PARIPPALLY VILLAGE,
KOLLAM DISTRICT.**
- 3. UNITED INDIA INSURANCE COMPANY LIMITED,
REPRESENTED BY ITS BRANCH MANAGER,
BRANCH OFFICE, NEAR MUNICIPAL BUS STAND, ATTINGAL.**

**R1 & R2 BY ADVS. SRI.V.V.RAJA
SRI.M.T.SURESHKUMAR
R3 BY ADV. SMT.PA.REZIYA**

**THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON
07-07-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**THOTTATHIL B.RADHAKRISHNAN
&
SUNIL THOMAS, JJ.**

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R.F.A.No.222 of 2008

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Dated this the 7th day of July, 2015

JUDGMENT

Thottathil B.Radhakrishnan, J.

The learned counsel for the appellant says that the appellant is not interested in prosecuting this appeal and has virtually satisfied the decree. Balance Court Fee is not remitted in the appeal. Hence appeal is rejected. The Court Fee paid at the time of institution shall be returned to the appellant through his learned counsel appearing in this appeal.

Sd/-

**THOTTATHIL B.RADHAKRISHNAN
JUDGE**

Sd/-

**SUNIL THOMAS
JUDGE**

rkj

//TRUE COPY//

P.A. TO JUDGE