

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

THURSDAY, THE 12TH DAY OF FEBRUARY 2015/23RD MAGHA, 1936

OP(C).No. 2632 of 2014 (O)

AS 27/2012 OF DISTRICT COURT, PATHANAMTHITTA

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PETITIONER(S):

DHANYA, AGED 37 YEARS,
D/O.N.RAMACHANDRAN NAIR, MOCHAYATTU VEEDU,
KONNAMANNKARA MURI, ADOOR VILLAGE, ADOOR TALUK,
PATHANAMTHITTA DISTRICT.

BY ADVS.SRI.K.SHAJ
SRI.SAJJU.S
SRI.RENJIT GEORGE
SRI.RENJITH R. NAIR
SRI.S.VISHNU (ARIKKATTIL)
SRI.M.K.HARIPRIYESH

RESPONDENT(S):

1. MEENAKSHIAMMA,
MOCHAYATTU VEEDU, KONNAMANNKARA MURI, ADOOR VILLAGE,
ADOOR TALUK, PATHANAMTHITTA DISTRICT-689 641.
2. NARAYANAN NAIR,
S/O.GOPALA PILLAI, MOCHAYATTU VEEDU,
KONNAMANNKARA MURI, ADOOR VILLAGE, ADOOR TALUK,
PATHANAMTHITTA DISTRICT-689 641.
3. SREEDEVI,
W/O.NARAYANAN NAIR, MOCHAYATTU VEEDU,
KONNAMANNKARA MURI, ADOOR VILLAGE, ADOOR TALUK,
PATHANAMTHITTA DISTRICT-689 641.
4. RAMACHANDRAN NAIR,
S/O.KUNJU PILLAI, MOCHAYATTU VEEDU, KONNAMANNKARA MURI,
ADOOR VILLAGE, ADOOR TALUK,
PATHANAMTHITTA DISTRICT-689 641.

OP(C).No. 2632 of 2014 (O)

5. ANIL KUMAR,
MOCHAYATTU VEEDU, KONNAMANNKARA MURI,
ADOOR VILLAGE, ADOOR TALUK,
PATHANAMTHITTA DISTRICT.(P.OBOX NO.10089
B.K.GULF) 689 641.

BY ADV. SRI.K.K.SETHUKUMAR

THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 12-02-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

msv/

OP(C).No. 2632 of 2014 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

EXT. P1: THE TRUE COPY OF THE JUDGMENT DATED 29/2/2012 OF THE MUNSIFF'S COURT, ADOOR.

EXT. P2: THE TRUE COPY OF THE APPEAL MEMORANDUM IN A.S.NO.27/2012 BEFORE THE DISTRICT COURT, PATHANAMTHITTA.

EXT. P3: THE TRUE COPY OF I.A.NO.940/2014 IN A.S.NO.27/2012 OF THE DISTRICT COURT, PATHANAMTHITTA.

EXT. P4: THE TRUE COPY OF THE ORDER DATED 08/10/2014 IN I.A.NO.940/2014 IN A.S.NO.27/2012 OF THE DISTRICT COURT, PATHANAMTHITTA.

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

Msv/

P.BHAVADASAN, J.

O.P.(C) No. 2632 of 2014

Dated this the 12th day of February, 2015

J U D G M E N T

Under challenge is Ext.P4 order whereby the court below dismissed I.A.No. 940/2014 for re-admission of appeal on file.

2. After having heard the learned counsel on both sides and after having bestowed attention to various aspects, it is felt that it is only appropriate that the court below be directed to dispose of the appeal on merits so that quietus can be given to the issue involved in the suit.

For the above reason, this petition is allowed and the impugned order is set aside and the lower appellate court is directed to take up A.S.No.27/2012 on file and dispose it of on merits as expeditiously as possible, at any rate, within a period of three months from the date of receipt of a copy of this judgment.

**P.BHAVADASAN
JUDGE**

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