

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE SUNIL THOMAS

FRIDAY, THE 24TH DAY OF JULY 2015/2ND SRAVANA, 1937

RFA.No. 227 of 2013 ()

AGAINST THE ORDER/JUDGMENT IN OS 86/2006 of PRINCIPAL SUB
COURT, KOCHI DATED 18-10-2012

APPELLANT(S) : /PLAINTIFFS

1. CELIN JOHN, AGED 67 YEARS,
W/O.LATE JOHN, PARACKAL HOUSE
NOW RESIDING AT HOUSE NO.III/888-13, K.K.ROAD
CHEMBUMUKKU, B.M.C.P.O., KOCHI-682 021.
2. MARY GEORGE, AGED 59 YEARS,
W/O.GEORGE, CHETTYVEETIL HOUSE,
NEAR S.H.COLLEGE
THEVARA.
3. PHILOMINA XAVIER, AGED 64 YEARS,
W/O.XAVIER, MULLACHETH HOUSE,
NEAR ST.DOMINIC CHURCH, ALUVA.
4. BABY VARGHESE, AGED 49 YEARS,
W/O.VARGHESE, MADATHIL HOUSE,
PADINJAREKARA P.O.
VALLAKAM, VAIKOM, KOTTAYAM DISTRICT.

BY ADV. SRI.JAISON JOSEPH

RESPONDENT(S)/DEFENDANTS IN THE SUIT:

1. T.J.JOSEPH @ JOY, AGED 61 YEARS,
S/O.JOHN, THYVEETIL HOUSE, THOPPUMPADY
KOCHI-682005.
2. T.J.FRANCIS, AGED 65 YEARS,
S/O.JOHN, THYVEETIL HOUSE, THOPPUMPADY
KOCHI-682005, AND NOW RESIDING AT DOOR NO.287
PLOT NO.242, RAJ VIJAR NAGAR, EACHARI P.O.
POLLACHI MAIN ROAD, COIMBATORE-21.

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3. VALSA THOMAS, AGED 45 YEARS,
W/O.T.J.THOMAS, THYVEETIL HOUSE, THOPPUMPADY
KOCHI-682 005.
4. SNEHA THOMAS, AGED 10 YEARS,
D/O.T.J.THOMAS
REPRESENTED BY MOTHER AND NATURAL
GUARDIAN VALSA THOMAS
THYVEETIL HOUSE, THOPPUMPADY, KOCHI-682 005.

R1 BY ADV. SRI.PAUL MATHEW (PERUMPILLIL)

R1 BY ADV. SRI.PRASUN.S

R2 to R4 BY ADV.SRI.NIREESH MATHEW

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD
ON 24-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN &
SUNIL THOMAS, JJ.

.....
RFA No.227 of 2013
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Dated this the 24th day of July, 2015.

J U D G M E N T

Thottathil B.Radhakrishnan, J.

Mediation settlement agreement dated 08.07.2015 is recorded. The impugned decree will stand superseded by this judgment, in terms of the mediation settlement agreement, which will stand appended to the judgment. The mediation settlement agreement along with this judgment will be treated as decree for all intents and purposes. Drafting of separate decree is dispensed with. This RFA is ordered accordingly.

(THOTTATHIL B.RADHAKRISHNAN, JUDGE)

(SUNIL THOMAS, JUDGE)

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