

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE ANTONY DOMINIC  
&  
THE HONOURABLE SMT. JUSTICE P.VASHA

MONDAY, THE 14TH DAY OF DECEMBER 2015/23RD AGRAHAYANA, 1937

RFA.No. 361 of 2013

AGAINST THE JUDGMENT IN OS 443/2009 of PRL.S.C.,THALASSERY DATED 30-06-2012

APPELLANT/PLIAINTIFF:

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KANNOTH MUHAMMED AGED 32 YEARS  
S/O. ERAMULLAN, RESIDING AT BALANYA MANZIL  
KOLARI AMSOM, MARUTHAYI DESOM, PORORA.P.O.

BY ADVS.SRI.ABRAHAM K.JOHN  
SRI.BIBIN ABRAHAM  
SMTARUNDHATHI.C.G

RESPONDENT/DEFENDANT:

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MADENKUNNEL RADHIKA @ SOOSEMMA GEORGE, AGED 44 YEARS  
D/O. MARKOSE GEROGE, MUZHAKKUNNU AMSOM  
AVILAM VILAKKODE DESOM, VILAKKODE.P.O.

R1 BY ADV. SRI.ZUBAIR PULIKKOOL  
R1 BY ADV. SRI.P.S.BINU

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON 14-12-2015,  
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**ANTONY DOMINIC & P.V.ASHA, JJ.**

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**R.F.A.No.361 of 2013**  
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**Dated this the 14<sup>th</sup> day of December, 2015**

**JUDGMENT**

**Antony Dominic, J.**

This appeal is filed by the plaintiff in O.S.No.443 of 2009 on the file of the Sub Court, Thalassery who is aggrieved by the judgment and decree dated 30.6.2012. By order dated 11.11.2015, the appeal was referred for mediation. Accordingly, the dispute was mediated at the Ernakulam Mediation Centre and parties have entered into mediation agreement dated 9<sup>th</sup> December 2015 settling the disputes amicably.

In the light of the settlement thus arrived at, this appeal is disposed of directing that the terms of agreement will form part of the decree in this appeal. The appellant will also be entitled to refund of the court fee paid in the appeal.

SD/-  
**ANTONY DOMINIC**  
**JUDGE**

SD/-  
**P.V.ASHA**  
**JUDGE**

*jes*