

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&

THE HONOURABLE MRS. JUSTICE ANU SIVARAMAN

WEDNESDAY, THE 14TH DAY OF OCTOBER 2015/22ND ASWINA, 1937

RFA.No. 533 of 2011

AGAINST THE JUDGMENT IN OS 79/2008 of SUB COURT, PAYYANNUR

APPELLANTS/APPELLANTS/DEFENDANTS:

1. MANAYANIKKAL THOMAS
AGED 66 YEARS, AGRICULTURIST, ERUVESSI AMDOM DESOM
POTTANPLAVU.P.O., NADUVIL VIA, TALIPARAMBA TALUK
KANNUR DISTRICT. 670 582.
2. ANNA, W/O.MANAYANIKKAL THOMAS,
ERUVESSI AMDOM DESOM, POTTANPLAVU.P.O., NADUVIL VIA
TALIPARAMBA TALUK, KANNUR DISTRICT. 670 582.
- 3.DEVASSIA, S/O.MANAYANIKKAL THOMAS,
ERUVESSI AMDOM DESOM, POTTANPLAVU.P.O., NADUVIL VIA
TALIPARAMBA TALUK, KANNUR DISTRICT. 670 582.
4. KURUVILLA, S/O.MANAYANIKKAL THOMAS,
ERUVESSI AMDOM DESOM, POTTANPLAVU.P.O., NADUVIL VIA
TALIPARAMBA TALUK, KANNUR DISTRICT. 670 582.
5. MATHAI, S/O.MANAYANIKKAL THOMAS,
ERUVESSI AMDOM DESOM, POTTANPLAVU.P.O., NADUVIL VIA
TALIPARAMBA TALUK, KANNUR DISTRICT. 670 582.
- 6.THRESSIA, D/O.MANAYANIKKAL THOMAS,
ERUVESSI AMDOM DESOM, POTTANPLAVU.P.O., NADUVIL VIA
TALIPARAMBA TALUK, KANNUR DISTRICT. 670 582.

BY ADVS.SRI.JOHNSON MANAYANI
SRI.BENHUR JOSEPH MANAYANI
SRI.JEEVAN MATHEW MANAYANI

RESPONDENT/PLAINTIFF IN THE SUIT:

KARIPPODI ABDULLA,
S/O.PAKKARUTTY, AGED 53, BUSINESS,
MUTTATHODI VILLAGE, ALAMBADI.P.O., CHENGALA VILLAGE
KASARAGOD TALUK, KASARAGOD DISTRICT.

R1 BY ADV. V T MADHAVANUNNI(NO MEMO)

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON 14-10-
2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B.RADHAKRISHNAN &
ANU SIVARAMAN, JJ.

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Dated this the 14th day of October, 2015

JUDGMENT

Thottathil B.Radhakrishnan, J.

Mediation settlement between the parties as placed on record through the District Co-ordinator of the District Mediation Centre, Thalassery is taken on record. This appeal is ordered in supersession of the impugned decree and judgment and in terms of the memorandum of agreement of mediation settlement signed by the parties on 03.09.2015. The said mediation settlement agreement will stand appended to this judgment. Refund the entire court fee paid on this appeal memorandum to the appellants through their learned counsel. The mediation settlement agreement along with the judgment shall be treated as decree for all intents and purposes.

Thottathil B.Radhakrishnan, Judge

Anu Sivaraman, Judge