

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR

&

THE HONOURABLE SMT. JUSTICE P.V.ASHA

TUESDAY, THE 24TH DAY OF MARCH 2015/3RD CHAITHRA, 1937

RFA.No. 831 of 2011 ()

AGAINST THE JUDGMENT AND DECREE IN OS 81/2001 ON THE FILE OF THE SUB
COURT, MAVELIKKARA DATED 28-06-2011

APPELLANT/PLAINTIFF:

SHAFI AGED 46 YEARS

PANDAKASALAYIL, KAYAMKULAM MURI, KAYAMKULAM VILLAGE.

BY ADVS.SMT.SUMATHY DANDAPANI (SR.)

SRI.MILLU DANDAPANI

RESPONDENTS/DEFENDANTS:

1. ABDUL AZEEZ & 2 OTHERS, AGED 55 YEARS
ATTATHU PADEETTATHIL, KEERIKKAD THEKKUM MURI
KEERIKKAD VILLAGE-690508.

2. SAFEEDA BEEVI, AGED 50 YEARS
S/O. ABDU AZEEZ, ATTATHU PADEETTATHIL
KEERIKKAD THEKKUM MURI, KEERIKKAD VILLAGE-690508.

3. ASHIR, AGED 55 YEARS
KOCHUPARAMBIL VEETIL, PERINGALA MURI
KAYAMKULAM VILALGE-690502.

R1 TO 3 BY ADV. SRI.GEORGE VARGHESE (PERUMPALLIKUTTIYIL)

R1 TO 3 BY ADV. SRI.A.R.DILEEP

R1 TO 3 BY ADV. SRI.MANU SEBASTIAN

R1 TO 3 BY ADV. SMT.NAVA VARGHESE

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON 24-
03-2015, ALONG WITH CO. 25/2012, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

AL/-

**T.R.RAMACHANDRAN NAIR &
P.V.ASHA, JJ.,**

R.F.A. No.831 of 2011 & C.O.No. 25/2012

Dated this the 24th day of March 2015

JUDGMENT

Ramachandran Nair , J.,

The disputes were referred for mediation through High Court Mediation Centre and the parties have settled their disputes and the learned mediator has forwarded to this court the memorandum of settlement. We have gone through the memorandum of settlement which has been signed by the appellants and respondents 1 to 3. There is signature of the counsel also. We therefore record the settlement. The court fee paid on the memorandum of appeal will be refunded to the appellant/plaintiff. There will no order as to costs in the appeal.

2. In the light of the condition No.3 in the memorandum of settlement, the attachment ordered in respect of properties scheduled in the attachment petition

R.F.A. No.831 of 2011 & C.O.No. 25/2012
:2:

extending to 5.20 Ares in Survey No.18/70, 18/71, 18/70-1, 18/70-4 and 0.60 Ares in Survey No.18/70-2 in Keerikkadu Village of Karthikappally Taluk will stand lifted. It is submitted that the respondent paid an amount of Rs. 3 lakh.

Accordingly, the appeal and the cross objection are disposed of.

Sd/-

**T.R.RAMACHANDRAN NAIR
(JUDGE)**

**Sd/-
P.V.ASHA
(JUDGE)**

AL/-

True copy

P.A to Judge

R.F.A. No.831 of 2011 & C.O.No. 25/2012

:3: