

IN THE HIGH COURT OF KERALAAT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE ANTONY DOMINIC
&
THE HONOURABLE SMT. JUSTICE P.V.ASHA

THURSDAY, THE 12TH DAY OF NOVEMBER 2015/21ST KARTHIKA, 1937

RFA.No. 298 of 2015 ()

AGAINST THE ORDER/JUDGMENT IN OS 14/2004 of SUB COURT, TIRUR
DATED 19-11-2004

APPELLANT(S)/PLAINTIFF:

SARAFUDHEEN, S/O.MOHAMMEDKUTTY,
ANTHOOR VALAPPIL HOUSE, EDAPPAL AMSOM
PONNAIKKARA DESOM, PONANI TALUK.

BY ADV. SMT.M.CHANDRALEKHA

RESPONDENT(S)/DEFENDANTS:

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1. SULAIKHA
PROPRIETOR, CHITRA SAGAR THEATRE, PAN BAZAR
TIRUR.
 2. SULAIKHA,
AMEER MANZIL, P.O.KALPAKANCHERY, MALAPPURAM DISTRICT.
 - * 3. BHARATHAN,
MANAGER, CHITRA SAGAR THEATRE, PAN BAZAR
TIRUR. (Deleted)

(* Name of R3 deleted from the party array vide order dated 12.11.2015
in IA.2279/15)

R2-R3 BY ADV. SRI.BLAZE K.JOSE
R2-R3 BY ADV. SMT.N.DEEPA

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON
12-11-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC & P.V.ASHA, JJ.

R.F.A(Indigent).No.298 of 2015

Dated this the 12th day of November, 2015

JUDGMENT

Antony Dominic, J.

This appeal is filed by the plaintiff in O.S.14/04 on the file of the Sub Court, Tirur, challenging the judgment and decree dated 19.11.2004. By order dated 04.08.2015, this appeal was referred for mediation. Accordingly, the dispute was mediated at the Ernakulam Mediation Centre and the appellant and the first respondent have entered into a memorandum of agreement dated 11.08.2015, settling the entire disputes. In view of the settlement thus arrived at, this appeal is disposed of directing that the parties will be governed by the terms of the agreement of settlement and that the decree will stand modified in terms thereof. The settlement agreement will form part of the judgment.

No court fee shall be recovered from the appellant.

Sd/-
ANTONY DOMINIC, Judge.

Sd/-
P.V.ASHA, Judge.

kkb.

/True copy/

PS to Judge