

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

FRIDAY, THE 13TH DAY OF MARCH 2015/22ND PHALGUNA, 1936

RSA.No. 703 of 2011 ()

AGAINST THE JUDGMENT AND DECREE IN A.S.NOS.75 & 76/2010 of DISTRICT COURT,
KASARAGOD DATED 05-04-2011

AGAINST THE JUDGMENT AND DECREE IN O.S.NO. 43/2009 of SUB COURT, KASARAGOD
DATED 19-10-2010

APPELLANT(S) IN R.S.A./RESPONDENTS 1 &2 IN AS 76 & 75 OF 2010/PLAINTIFFS IN SUIT:

1. S.SHANKARA BHAT, S/O.SUBRAYA BHAT,
RESIDING AT AGALPADY, UBRANGALA VILLAGE, P.O.KUMBADAJE
KASARAGOD TALUK AND DISTRICT.
2. S.RAMA BHAT, S/O.DO. RESIDING IN DO. DO.

BY ADVS.SRI.P.B.KRISHNAN
SRI.P.B.SUBRAMANYAN

RESPONDENT(S) IN R.S.A./APPELLANTS & RESPONDENT NO.3 IN A.S.76/2010 &
RESPONDENTS 3 AND 4 & APPELLANT IN A.S.NO.75/2010/DEFENDANTS IN SUIT:

1. THE STATE OF KERALA, REPRESENTED BY
THE DISTRICT COLLECTOR, KASARAGOD.
2. THE EXECUTIVE ENGINEER,
P.WD.ROADS AND BUILDINGS, KASARAGOD.
3. P.HASSAINAR, P.W.D.CONTRACTOR,
ENMAKAJE VILLAGE, P.O.PERLA, KASARAGOD TALUK
AND DISTRICT.

R1&2 BY ADV. GOVERNMENT PLEADER SMT. LILLY LESLIE
R3 BY ADV. SRI.T.K.SAIDALIKUTTY
R3 BY ADV. SRI.M.I.JOHNSON

THIS REGULAR SECOND APPEAL HAVING BEEN FINALLY HEARD ON
13-03-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.HARIPRASAD, J.

R.S.A.No.703 of 2011

Dated this the 13th day of March, 2015

JUDGMENT

Memo vide CF 1407/15 dated 05.03.2015 is recorded. The Regular Second Appeal is dismissed as the matter is settled out of court. One half of the court fee paid shall be refunded under Section 69 of the Kerala Courts Fees and Suits Valuation Act.

A. HARIPRASAD, JUDGE.

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