

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR
&
THE HONOURABLE MR. JUSTICE K.P.JYOTHINDRANATH

WEDNESDAY, THE 10TH DAY OF JUNE 2015/20TH JYAISHTA, 1937

RFA.No. 77 of 2003 ()

AGAINST THE JUDGMENT IN OS 20/1999 of SUB COURT,ERNAKULAM DATED
16-07-2002

APPELLANT/DEFENDANT :

FRANCIS IYPE, S/O IYPE AGED 50 YEARS
RESIDING AT THEKKEPURATHUMELIL HOUSE
PERUMPILLY P.O., MULANTHURUTHY VILLAGE
KANAYANNUR TALUK

BY ADVS.SRI.P.GOPAKUMARAN NAIR
SRI.C.S.DIAS

RESPONDENT/PLAINTIFF:

P.M.VARGHESE
S/O MATHAI, AGED 70 YEARS
RESIDING AT PURAMATTATHIL HOUSE
KAMALALAYAM
MULANTHURUTHY VILLAGE
KANAYANNUR TALUK

BY ADV. SRI.VARGHESE C.KURIAKOSE
BY ADV. SRI.JACOB SEBASTIAN
BY ADV. SRI.PRAVEEN K. JOY

THIS REGULAR FIRST APPEAL HAVING BEEN FINALLY HEARD ON
10-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**T.R.RAMACHANDRAN NAIR &
K.P.JYOTHINDRANATH, JJ.**

R.F.A.No.77 OF 2003

Dated this the 10th day of June, 2015

JUDGMENT

Ramachandran Nair, J.

It is seen that the appeal was filed challenging the judgment and decree in O.S.No.20/1999 of the Sub Court, Ernakulam. The valuation of the appeal was shown as ₹ 2,82,704/-. The court fee payable is ₹19,510/-. 1/3rd of the said amount of ₹6,504/- was paid at the time of filing of the appeal. Going by the endorsement, the appeal was admitted by order dated 6.3.2015 with a direction that the appellant will pay the balance court fee within 15 days.

2. Heard the learned counsel for the appellant.

As on today, the balance court fee has not been paid and there is no petition to extend the time also. In that view of the matter, we dismiss the appeal for non-payment of balance court fee.

T.R.RAMACHANDRAN NAIR, JUDGE

SV.

K.P.JYOTHINDRANATH, JUDGE