

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.HARIPRASAD

TUESDAY, THE 3RD DAY OF MARCH 2015/12TH PHALGUNA, 1936

SA.No. 575 of 2002 ( )

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AGAINST THE JUDGMENT AND DECREE IN A.S.NO. 140/1998 & CROSS OBJECTION of III  
ADDITIONAL DISTRICT COURT, KOZHIKODE DATED 29-01-2002

AGAINST THE JUDGMENT AND DECREE IN O.S.NO. 135/1994 of III ADDITIONAL SUB  
COURT, KOZHIKODE DATED 25-03-1998

APPELLANT IN SA/RESPONDENT & CROSS OBJECTOR IN THE LOWER APPELLATE  
COURT/PLAINTIFF IN SUIT:

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P.K.GOPALAKRISHNAN,  
S/O.P.S.KRISHNA IYER, RESIDING AT KASABA AMSOM AND  
DESOM, KOZHIKODE TALUK, KOZHIKODE DISTRICT.

BY ADVS.SRI.S.V.BALAKRISHNA IYER (SENIOR ADVOCATE)  
SRI.P.B.KRISHNAN

RESPONDENT IN SA/APPELLANT IN THE LOWER APPELLATE COURT AND RESPONDENT  
IN CROSS OBJECTION/DEFENDANT IN SUIT.:

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L.G.VENKITASUBRAMANIAN,  
S/O. GOPALAKRISHNA IYER, RESIDING AT KASABA AMSO &  
DESOM, KOZHIKODE TALUK, KOZHIKODE DISTRICT.

BY ADV. SMT.PREETHY KARUNAKARAN  
BY ADV. SRI.R.RAJESH KORMATH  
BY ADV. SRI.ANISH S.AMBADY  
BY ADV. SMT.BIJIMOL JOSE

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

**A.HARIPRASAD, J.**

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**S.A. No.575 of 2002**  
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**Dated this the 3<sup>rd</sup> day of March, 2015**

**JUDGMENT**

Learned Senior Counsel Shri S.V.Balakrishna Iyer appearing for the appellant submitted that the appellant died long back and the appeal has been abated. Further, the matter reported to be settled also. Therefore, the appeal is dismissed as abated.

All pending interlocutory applications will stand dismissed.

**A. HARIPRASAD, JUDGE.**

**cks**

**A.Hariprasad, J.**

**S.A.No.575 of 2002**

**JUDGMENT**

**3<sup>rd</sup> March, 2015**