IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.SOMARAJAN

TUESDAY, THE 14TH DAY OF JANUARY 2020 / 24TH POUSHA, 1941

RSA.No.444 OF 2009

AGAINST THE JUDGMENT AND DECREE IN AS 2/2006 DATED 30-11-2007 OF SUB COURT, PALA

AGAINST THE JUDGMENT AND DECREE IN OS 97/2004 DATED 07-10-2005 OF MUNSIFF COURT, PALA

APPELLANT/PLAINTIFF NO.1/APPELLANT NO.1:

BABU GEORGE, AGED 51 YEARS,
S/O.LATE VERKEY, CHEMBAKATHINAL HOUSE, RAMAMANGALAM-KARA, MARADI VILLAGE, MOOVATTUPUZHA,
ERNAKULAM DISTRICT.

BY ADVS.
SRI.BABY THOMAS
SRI.K.B.ARUNKUMAR

RESPONDENT/DEFENDANTS, 2ND PLAINTIFF/ RESPONDENTS, 2ND APPELLANT:

1 **THANKAMMA GEORGE, W/O. VARKEY,**
CHEMBAKATHINAL HOUSE, KUNINJI KARA,
PURAPPUZHA VILLAGE, THODUPUZHA TALUK.

2 **LALU GEORGE, AGED 46 YEARS,**
S/O.VARKEY, CHEMBAKATHINAL HOUSE, KUNINJI KARA,
PURAPPUZHA VILLAGE, THODUPUZHA TALUK.

3 **K.V.JOSEPH, S/O.VARKEY,**
KOLLASSERIL HOUSE, KANJIRAPPALLY VILLAGE AND TALUK.

4 **K.V.MATHEW, AGED 54 YEARS,**
KOLLASSERIL HOUSE, CHEMBILAVU KARA,
KIDANGOOR VILLAGE, MEENACHIL TALUK.

5 **SABU GEORGE, AGED 40 YEARS,**
S/O.VARKEY, NADUVILECHETHANKULAM HOUSE,
MUTHOLAPURAM KARA, ELANJI VILLAGE,
MOOVATTUPUZHA TALUK, ERNAKULAM DISTRICT.

R4 BY ADV. SRI.P.C.HARIDAS

THIS REGULAR SECOND APPEAL HAVING BEEN FINALLY HEARD ON 14.01.2020, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The appeal was admitted on 20.01.2011. Balance Court fee was not remitted within time. As an abundant caution this court has granted further time upto 14.01.2020 by its order dated 08.01.2020. But, Balance Court Fee is not remitted inspite of grant of time.

The appeal is rejected under Order 7 Rule 11 CPC.

Sd/-

P.SOMARAJAN

JUDGE

SPV

//TRUE COPY//

PA TO JUDGE