2025:KER:31187

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE SYAM KUMAR V.M.

THURSDAY, THE 10TH DAY OF APRIL 2025 / 20TH CHAITHRA, 1947

FAO (RO) NO. 35 OF 2020

AGAINST THE ORDER DATED 29.02.2020 IN AS NO.30 OF 2016 OF PRINCIPAL SUB COURT, ERNAKULAM ARISING OUT OF THE JUDGMENT DATED 05.04.2014 IN OS NO.588 OF 2011 OF II ADDITIONAL MUNSIFF COURT, ERNAKULAM

APPELLANT/RESPONDENT/PLAINTIFF

**M/S. SKYLINE BUILDERS
HAVING ITS REGISTERED OFFICE AT CC 41/349
B.RAJAJI ROAD ERNAKULAM, KOCHI-682035, NOW
HAVING OFFICE AT 33/1915A-H,J & K SKYLINE
HOUSE, NEAR EMC HOSPITAL, N H BYEPASS,
VENNALA PO, KOCHI-682028, REPRESENTED BY ITS
MANAGING PARTNER K V ABDUL AZEEZ,AGED 65,
S/O LATE AHAMMED KOYA.**

**BY ADVS.
P.VISWANATHAN (SR.)
SRI.SHIBU JOSEPH
SMT.R.ANUPAMA
SRI.AJITH VISWANATHAN
SHRI. SAYED MANSOOR BAFAKHY THANGAL
SRI.SHAJU AUGUSTINE AKKARA**

RESPONDENTS/APPELLANTS/2ND DEFENDANT

**1 PETER ANTONY
AGED 58 YEARS
S/O PETER , EXPRESS ESTATE, BEHIND A J HALL,
KALOOR, KADAVANTHARA ROAD, KALOOR,
KOCHI, PIN-682017.**

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2 JOSEPH XAVIER
AGED 56 YEARS
S/O PETER, KURISINGAL HOUSE, RAMESWARAM VILLAGE, PALLURITHY P O, KOCHI, PIN-682006.

3 GEORGE PETER
AGED 50 YEARS
S/O PETER, KURISINGAL HOUSE, RAMESWARAM VILLAGE, PALLURITHY P O, KOCHI, PIN-682006.

4 TERESA AUGUSTINE
AGED 60 YEARS
W/O AUGUSTINE, NEW NO.7 (OLD NO.16), LEITH CASTLE SOUTH STREET, SANTHOME, TAMIL NADU, PIN CODE-600028.

BY ADV B.N.SHIVSANKAR

THIS FIRST APPEAL FROM ORDER - REMAND ORDER HAVING COME UP FOR ADMISSION ON 10.04.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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J U D G M E N T

A memo has been filed by the Counsel for the appellant stating that the matter has been settled between the parties pursuant to a compromise petition that has been filed before Munsiff Court, Ernakulam in O.S.No.588 of 2011.

The request to permit the appellant to withdraw the appeal is allowed. This FAO(RO) is dismissed as withdrawn.

Sd/-

SYAM KUMAR V.M.
JUDGE

smm