

V. Madhusoodanan Vs. Vilasini

V. Madhusoodanan Vs. Vilasini

SooperKanoon Citation : sooperkanoon.com/1110063

Court : Kerala State Consumer Disputes Redressal Commission SCDRC
Thiruvananthapuram

Decided On : Sep-08-2010

Judge : The Honourable Shri. Justice K.R. Udayabhanu President & the
Honourable Shri. S. Chandramohan Nair Member

Appeal No. : First Appeal No. A/09/31 (Arisen out of order dated in Case No. of
District)

Appellant : V. Madhusoodanan

Respondent : Vilasini

Judgement :

JUSTICE SHRI.K.R.UDAYABHANU : PRESIDENT

The appellant is the opposite party in CC 82/07 in the file of CDRF, Wayanad. The appellant is under orders to pay a sum of Rs.90,000/- to the complainant with interest at 6%.

2. The case of the appellant/opposite party is that he was not served with a notice. He has also produced the Electoral Identity Card, which would show his address as 458 E, Kangiravila-6, Panamaram, Mananthavady.

3. We find that the address mentioned in the agreement is the same as mentioned in the complaint. All the same, we find that the order is not a considered one.

4. In the circumstances, the order of the Forum is set aside on condition that the appellant/opposite party pay a sum of Rs.7000/- towards costs to the complainant or deposit the same before the Forum which can be withdrawn by the complainant. The Forum will issue notice to the complainant and dispose of the case on merits after permitting both sides to adduce evidence if so they desire.

5. The case stands posted before the Forum on 15.11.2010.

The office will forward the LCR and along with the copy of this order to the Forum urgently.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com