

Ramadas vs K.Sethumadhavan

Ramadas vs K.Sethumadhavan

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Court : Kerala Orders

Decided On : Mar-04-2024

Judge : Honourable Mr. Justice Sathish Ninan

Appeal No. : AS/446/1998

Appellant : Ramadas

Respondent : K.Sethumadhavan

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE SATHISH NINAN
MONDAY, THE 4TH DAY OF MARCH 2024 / 14TH PHALGUNA, 1945
AS NO. 446 OF 1998 AND CO IN AS NO.446 OF 1998 AGAINST THE
JUDGMENT AND DECREE DATED 05.03.1998 IN OS NO.174 OF 1989
OF SUBORDINATE JUDGE COURT, OTTAPPALAM
APPELLANTS/DEFENDANTS 7,11,12 & 13: 1 RAMADAS S/O.LATE
APPU EZHUTHASSAN, RESIDING AT KOTHAKURUSSI AMSOM
DESOM, OTTAPALAM TALUK. 2 MALINI, W/O.4TH DEFENDANT-
APPU EZHUTHASSAN(LATE) RESIDING AT 3 PRASAD S/O.MALINI
4TH DEFENDANT -APPU EZHUTHASSAN(LATE) 4 SUDHEER
S/O.MALINI AND 4TH DEFENDANT -APPU EZHUTHASSAN(LATE)

SRI.A.P.CHANDRASEKHARAN (SR.) SRI.KODOTH PUSHPARAJAN
SRI.M.KRISHNAKUMAR SMT.PRABHA R.MENON
RESPONDENTS/PLAINTIFFS & DEFENDANTS 2,3,5,6,9,10 AND 14
TO 18: 1 K.SETHUMADHAVAN S/O.GOVINDAN EZHUTHASSAN,
RESIDING AT KANNIAMPURAM AMSOM, THOTTAKKARA DESOM,
OTTAPALAM TALUK.(DIED) 2 DR.K.DIVAKARAN, S/O.K.GOVINDAN
EZHUTHASSAN, RESIDING AT ARIYURTHEKKUMMURI DESOM,
OTTAPALAM AMSOM, AND TALUK. 3 GOPIKUMAR,
S/O.K.GOVINDAN EZHUTHASSAN, RESIDING AT KANNIAMPURAM
AMSOM, THOTTAKARA DESOM, OTTAPALAM TALUK. -: 2 :-

4 MOHANDAS, S/O.K.GOVINDAN EZHUITHASSAN, RESIDING AT
KANNIAMPURAM AMSOM, THOTTAKARA DESOM, 5
MEENAKSHIKUTTY, 6 KUNHILAKSHMI, 7 GOPIKRISHNAN, S/O.8TH
DEFENDANT-KUNJU EZHUTHASSAN, RESIDING AT
KOTHAKURUSSI AMSOM DESOM, OTTAPPALAM TALUK. 8
ASSISTANT EDUCATIONAL OFFICER, OTTAPALAM. 9 KALLU BHAI
KUMAR, S/O.1ST DEFENDANT- K.GOVINDAN EZHUTHASSAN, C/O.
2/13-A STATION ROAD, RANIPAT, NORTH ARCOT DISTRICT. 10
VIJAYALAKSHMI D/O. 1ST DEFENDANT-K.GOVINDAN
EZHUTHASSAN, 'SANGEETHA', CHOROLLUR AMSOM DESOM,
OTTAPALAM 11 T.NARAYANIKUTTY, D/O.8TH DEFENDANT,
W/O.RAJAGOPALAN, GEETHALAYAM, KOTHAKURUSSI AMSOM
AND DESOM IIN 12 T.MADHAVIKUTTY D/O.8TH DEFENDANT,
W/O.SOMASUNDARAN, KIZHAKKEKKARA MELEPATT HOUSE,
MANISSERI AMSOM DESOM, OTTAPALAM TALUK. 13 T.INDIARA,
D/O.8TH DEFENDANT, W/O.SREEDHARAN, SREENIVAS', 14
ADDL.R14 SUBADRA, AGED 72 YEARS W/O.LATE
K.SETHUMADHAVAN, BRINDHAVAN, CONVENT -: 3 :-

15 ADDL.R15 RAJMOHAN K., AGED 53 YEARS 16 ADDL.R16
GOPINATH.K., AGED 51 YEARS 17 ADDL.R17 PRASAD, AGED 47
YEARS ROAD, TOTTAKARA P.O., OTTAPPALAM- 679102. THE LRS
OF DECEASED R1 ARE IMPLEADED AS

SUPPLEMENTAL RESPONDENTS 14 TO 17 VIDE ORDER

DATED 25.6.2019 IN I.A NO.1/19. SRI.V.R.KESAVA KAIMAL SRI.N.M.MADHU
THIS APPEAL SUITS HAVING COME UP FOR ADMISSION ON 04.03.2024,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Sathish Ninan, J.

AS No.446 of 1998 and CROSS OBJECTION Dated this the 4th day of March,
2024

JUDGMENT

No steps taken by the appellant to implead the legal heirs of deceased 4th respondent. Hence this appeal and cross objection are dismissed for non-prosecution. Sd/- Sathish Ninan, Judge SVP

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