

Vinithambika vs Nil

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Court : Kerala

Decided On : Jan-05-2024

Judge : Honourable Mr.Justice C. Jayachandran

Appeal No. : OP(C)/22/2024

Appellant : Vinithambika

Respondent : NIL

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE C. JAYACHANDRAN
FRIDAY, THE 5TH DAY OF JANUARY 2024 / 15TH POUSHA, 1945
OP(C) NO. 22 OF 2024 IN O.P.(SUC) NO.2/2023 OF ASSISTANT
SESSIONS COURT/SUB COURT, NEDUMANGAD
PETITIONER(S)/PETITIONERS: 1 VINITHAMBIKA AGED 76 YEARS,
W/O. LATE G. APPU, 2 ANIL KUMAR A.V AGED 58 YEARS, S/O LATE
G. APPU, ARCH BHAVAN, 121 , REPUBLIC ROAD, PAMBOOR
LAKSHAMVEEDU, PAMBUR, KUTTOOR, THRISHUR, PIN - 680013. 3
A.V NAJIMON AGED 54 YEARS, S/O LATE G. APPU, BY ADVS.
R.PADMARAJ M.J.BENNY JOMY GEORGE R.AJITH KUMAR
[V.K.EDOM] SAJEEVAN V.T. CHITRA N. DAS RONA ANN SIBY

RISHAB S. ASWIN ASHOK V. RESPONDENT(S): 1 NIL
..... THIS OP (CIVIL) HAVING COME UP FOR
ADMISSION ON 05.01.2024, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING: ..2..

J U D G M E N T

Dated this the 5th day of January, 2024 Petitioners herein are the petitioners in O.P. (Succession) No.2/2023, pending before the Sub Court, Nedumangad. Petitioners seek expeditious disposal of the said original petition.

2. Having heard the learned counsel for the

petitioners, this Court is not in a position to accede to the prayer sought for in this original petition for speedy disposal of an original petition, which was filed in the year 2023. The relief sought will frustrate the legitimate expectations of those litigants, who have filed cases earlier, and who are waiting in the queue, pending adjudication. ..3.. In the circumstances, this Original Petition will stand dismissed. It would, however, be open for the petitioners to file necessary application before the Sub Court, Nedumangad, or for that matter, the court having charge of the said court, espousing urgency, if any. Such application, if any, filed will be considered in accordance with law. Sd/- C. JAYACHANDRAN JUDGE Skk//05.01.2024 ..4..

APPENDIX OF OP(C) NO.22/2024 PETITIONER'S EXHIBITS:- EXHIBIT P1 TRUE COPY OF THE SUCCESSION OP 2/2023 FILED BY THE PETITIONERS BEFORE THE SUB COURT, NEDUMANGAD, THIRUVANANTHAPURAM, DATED ON 16.03.2023. EXHIBIT P2 TRUE COPY OF IA NO. 3/2023 IN OP 27.09.2023 EXHIBIT P3 TRUE COPY OF IA NO. 4/2023 IN OP 01.11.2023 EXHIBIT P4 TRUE COPY OF THE PROCEEDINGS SHEET IN OP (SUCCESSION) 2/2023 PROCURED FROM THE E-COURTS WEBSITE.

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