

Suresh M.R. vs Vasanthakumar

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Court : Kerala

Decided On : Feb-29-2024

Judge : Honourable Mr. Justice Sathish Ninan

Appeal No. : RP/208/2021

Appellant : Suresh M.R.

Respondent : Vasanthakumar

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE SATHISH NINAN
THURSDAY, THE 29TH DAY OF FEBRUARY 2024 / 10TH PHALGUNA,
RP NO. 208 OF 2021 AGAINST THE JUDGMENT DATED 16.12.2019
IN O.P.(C)NO.3178 OF 2019 OF THE HIGH COURT OF KERALA
REVIEW PETITIONER/PETITIONER: SURESH M.R., AGED 49 YEARS,
S/O RAMAKRISHNAN, MANALUMKUNNATH HOUSE,
THEKKUMKARA VILLAGE, THEKKUMKARA P.O., THALAPPILLY
TALUK, THRISSUR DISTRICT-680 589 BY ADVS. DINESH R.SHENOY
SRI.EBIN MATHEW SRI.P.ROHIT PREMANANDAN SHENOY
RESPONDENT/RESPONDENT: VASANTHAKUMAR, AGED 66
YEARS, S/O AYYAPPAAN, CHENDRA HOUSE, ARANATTUKARA

P.O., THRISSUR TALUK, THRISSUR DISTRICT-680 618. THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 29.02.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

SATHISH NINAN, J.

R.P.No.208 of 2021 in O.P.(C)No.3178 of 2019 Dated this the 29th day of February, 2024

ORDER

The petitioner in the original petition seeks for review of the judgment dated 16.12.2019 whereunder the original petition was dismissed.

2. I have heard the learned counsel on either side.

3. While disposing of the original petition, this Court failed to consider all the reliefs which were sought for in the original petition, is the ground on which the review is sought for.

4. The original petition was filed and argued by

another counsel. In the original petition, the counsel on either side were heard elaborately. The contentions urged and the reliefs that were sought for at the time O.P.(C)No.3178 of 2019 :- 2 :-

of arguments were considered and the impugned judgment

was passed. A review cannot be made as rehearing of the original petition in disguise. No grounds are made out to entertain the review petition. The review petition fails and is dismissed. Sd/- SATHISH NINAN, JUDGE yd O.P.(C)No.3178 of 2019 :- 3 :- APPENDIX PETITIONER ANNEXURES Annexure A1 TRUE PHOTOCOPY OF AGREEMENT DATED 24.08.2013 BETWEEN PETITIONER AND THE RESPONDENT. ANNEXURE A2 TRUE PHOTOCOPY OF THE AWARD OF LOK ADALATH DATED 24.7.2015 ANNEXURE A3 TRUE

PHOTOCOPY OF POP NO 12/2014 THRISSUR SUB COURT DATED 18.11.2014 ANNEXURE A4 TRUE PHOTOCOPY OF ROUGH SKETCH OF THE PROPERTY ANNEXURE A5 TRUE PHOTOCOPY OF CERTIFICATE ISSUED BY CENTRAL BOARD OF FILM SOCIETY DATED 22.11.2011 ANNEXURE A6 TRUE PHOTOCOPY OF LETTER DATED 6.1.2012 ISSUED BY PETITIONER TO CHITRANJALI STUDIO ANNEXURE A7 TRUE PHOTOCOPY OF LETTER ISSUED BY CHITRANJALI STUDIO TO THE RESPONDENT DATED 6.1.2012 ANNEXURE A8 TRUE PHOTOCOPY OF PAPER PUBLICATION IN MALAYALA MANORAMA DAILY DATED 1.6.2015 BY THE STATE BANK OF INDIA RESPONDENT ANNEXURES Annexure R1(a) True copy of the Judgment passed by the IV Additional Rent Control Appellate Authority, Thrissur dated 11.10.2023. Annexure R1(b) True copy of the judgment dated 28.10.2023 in Rent Control Revision Petition No.236/2023 passed by this Hon'ble Court. Annexure R1(c) True copy of the order passed by the Hon'ble Supreme Court as SLP No.27613/2023 dated 15.12.2023

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