

Ahammed vs Parammal

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SooperKanoon Citation : sooperkanoon.com/1293726

Court : Kerala Orders

Decided On : Jan-29-2024

Judge : Honourable Mr.Justice C. Jayachandran

Appeal No. : OP(C)/2840/2015

Appellant : Ahammed

Respondent : Parammal

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE C. JAYACHANDRAN
MONDAY, THE 29TH DAY OF JANUARY 2024 / 9TH MAGHA, 1945
OP(C) NO. 2840 OF 2015 AGAINST THE ORDER DATED 09.10.2015
IN IA NO.2317/2015 IN IA O.309/2011 IN OS 25/1999 OF MUNSIFF
COURT, TIRUR PETITIONER/4TH PETITIONER/4TH PLAINTIFF: 1
AHAMMED AGED 59 YEARS S/O. ALIYAMMU, PARAMMAL HOUSE,
MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK
(P4). BY ADV SRI.RAJIT RESPONDENTS/PETITIONERS 2,3,5 & 6 &
RESPONDENTS/PLAINTIFFS 2, 3, 5 & 6 & DEFENDANTS:

1 PARAMMAL AGED 68 YEARS ALIYAMU'S DAUGHTER, MAMMATHU, MARAKKARA AMSON, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (P2) 2 PARAMMAL AGED 62 YEARS ALIYAMU'S SON YOUSAF, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUKPIN 676518 (P3) 3 PARAMMAL ALIYAMU'S DAUGHTER MARIYA, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (P5) 4 PARAMMAL ALIYAMUS SON KUNHALAKUTTY P.B N. 56510, BANIYAS, ABDUDABI, UAE. 5 MADANI KUZHIYIL CHEKUTTY'S SON AHAMMED AGED 33 YEARS TIRUR TALUK PIN 676518 (R3) 6 DECEASED KADIYAS CHILDREN AGED 57 YEARS AHAMMEDKUTTY, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518(R11) 7 NAFEESA AGED 56 YEARS TIRUR TALUK PIN 676518 (R11) 8 BIYYAMMAKUTTY

AGED 46 YEARS TIRUR TALUK PIN 676518 (R12) 9 KADER AGED 44 YEARS TIRUR TALUK PIN 676518 (R13) 10 KASIM AGED 39 YEARS TIRUR TALUK PIN 676518(R14) 11 KOMU TIRUR TALUK PIN 676518 (R15) 12 BULKEES TIRUR TALUK PIN 676518 (R16) 13 BULKIES TIRUR TALUK PIN 676518 (R21) 14 PARAMMAL KADERS WIFE AGED 68 YEARS AMINA, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R22) 15 MANDAYAPPURAM MARAKKARS SON AGED 43 YEARS ABDUL GAFOOR, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518(R34) 16 MANDAYAPPURAM MOOSAS WIFE AGED 83 YEARS PATHUMMA, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R38) 17 MANDAYAPURAM MARAKKARS SON AGED 33 YEARS SALEEM, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R36) 18 MANDAYAPURAM MUHAMMED HAJIS SON AGED 41 YEARS YOOSUF, KALPAKANCHERY AMSOM, DESOM, TIRUR TALUK PIN 676518 (R25) 19 MANDAYAPURAM MUHAMMED HAJIS AGED 43 YEARS DAUGHTER, SUBAIDA, KALPAKANCHERY

AMSOM, DESOM, TIRUR TALUK PIN 676518 (R26) 20
MANDAYAPURAM MUHAMMED HAJIS SON AGED 48 YEARS

SULAIMAN, KALPAKANCHERY AMSOM, DESOM, TIRUR TALUK PIN
676518 R27 21 MANDAYAPURAM MUHAMMED HAJIS SON
PULIKKAL UMMER, KALPAKANCHERY AMSOM, DESOM, TIRUR
TALUK PIN 676518 R28 22 MANDAYAPURAM MUHAMMED HAJIS
SON AGED 48 YEARS MOIDEENKUTTY, MARAKKARA AMSOM,
KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R29) 23
MANDAYAPURAM AHAMMEDKUTTYS SON AGED 78 YEARS
MANDAYAPURAM MUHAMMED HAJI, MARAKKARA AMSOM,
KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R30) 24
MANDAYAPURAM MARKARS DAUGHER SAFIYA, MARAKKAR
AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518
(R29) 25 MANDAYAPURAM MARKKARS DAUGHER SHAHIBDA
MARAKKAR AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK
PIN 676518 (32) 26 MANDAYAPURAM MARKKARS SON KABEER,
MARAKKAR AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK
PIN 676518 (R35) 27 MANDAYAPURAM MARKKARS DAUGHTER
MARIYAMU, MARAKKARA AMSOM, KALLARAMANGALAM DESOM,
TIRUR TALUK PIN 676518(R41) 28 MACHINCHERY PATHUMMA,
MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK
PIN 676518 (R41) 29 PARAMMAL ALIYAMUS DAUGHTER AGED 65
YEARS ALEEMA, MARAKKARA AMSOM, KALLARAMANGALAM
DESOM, TIRUR TALUK PIN 676518 (R42) 30 PARAMMAL ALIYAMUS
DAUGHER AGED 63 YEARS KUNHEEMA, MARAKKAR AMSOM,
KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R43) 31
MANDAYAPPURAM KUNHARUS SON MUHAMMED HAJI, MARAKKAR
AMSOM, KALLARAMANGALAM DESOM,

TIRUR TALUK PIN 676518 (R4) 32 MANDAYAPPURAM KUNHARUS
DAUGHER KADIYA AGED 73 YEARS TIRUR TALUK PIN 676518 (R5)
33 MANDAYAPPURAM KUNHARUS DAUGHER AYISHA AGED 33

YEARS TIRUR TALUK PIN 676518 (R6) 34 MANDAYAPPURAM KUNHARUS DAUGHER THITHY UMMA, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518(R7) 35 MANDAYAPPURAM KUNHARUS SON ATHIKKA UMMA, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R8) 36 MANDAYAPPURAM KUNHARUS SON AGED 55 YEARS MOOSA, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R9) 37 AYISHA TIRUR TALUK PIN 676518 (R7) 38 PATHUMMA TIRUR TALUK PIN 676518 (R18) 39 RAMLA TIRUR TALUK PIN 676518(R19) 40 KADEEJA TIRUR TALUK PIN 676518 (R20) 41 KALLAYI RAYINS WIFE THEKKINIYATH PATHUMMAKUTTY TIRUR TALUK PIN 676518 (R23) 42 KALLAYI RAYINS DAUGHER KADEEJA TIRUR TALUK PIN 676518(R24) 43 VALIYAPARAMBIL MUHAMMED SON HAMEED, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R33) 44 MANDAYAPPURAM MOOSAS SON AGED 48 YEARS

AHAMMEDKUTTY, MARAKKARA AMSOM, KALLARAMANGALAM DESOM, TIRUR TALUK PIN 676518 (R39) 45 MANDAYAPPURAM RUKHIYA AGED 35 YEARS TIRUR TALUK PIN 676518 (R40) BY ADVS. SRI.ARUN MATHEW VADAKKAN SRI.K.P.SUDHEER THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 29.01.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.JAYACHANDRAN, J.

----- Dated this the
29th day of January, 2024

JUDGMENT

Learned counsel for the petitioner submits that the subject matter of this Original Petition has been settled by and between the parties and hence, this Original Petition is not pressed. The said submission is recorded and the Original Petition

will stand dismissed as not pressed. Sd/- C. JAYACHANDRAN JUDGE SKP/29-01
APPENDIX OF OP(C) 2840/2015 PETITIONERS EXHIBITS: EXHIBIT P1 TRUE
COPY OF THE PRELIMINARY DECREE PASSED BY THE MUNSIFF COURT,
TIRUR. EXHIBIT P2 TRUE COPY OF THE REPORT FILED BY THE ADVOCATE
COMMISSIONER DT. 6/4/2013. EXHIBIT P3 TRUE COPY OF THE ORDER DTD.
14/1/2015 IN IA NO.686/2013 AND I.A NO.972/2013 IN I.A 309/2011 IN OS
25/1999. EXHIBIT P4 TRUE COPY OF THE ORDER DTD. 8/4/2015 IN OPC
NO.1011/2015 EXHIBIT P5 TRUE COPY OF THE REPORT FILED BY THE
ADVOCATE COMMISSIONER DT. 10/8/2015 EXHIBIT P6 TRUE COPY OF THE
ORDER DATED 9/10/2015. RESPONDENTS' EXHIBITS:NIL TRUE COPY P.A.
TO JUDGE

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