

Ravi Kumar vs Sivathanu

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Court : Kerala Orders

Decided On : Feb-14-2023

Judge : Honourable Mr.Justice C.S.Dias

Appeal No. : CRP/321/2021

Appellant : Ravi Kumar

Respondent : Sivathanu

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE C.S.DIAS TUESDAY,
THE 14TH DAY OF FEBRUARY 2023 / 25TH MAGHA, 1944 CRP NO.
321 OF 2021 AGAINST THE JUDGMENT IN CMA 4/2021 OF SUB
COURT, NEYYATTINKARA R.P NO.124/2020 AND IA 1/2020 IN OS
339/2013 OF PRINCIPAL MUNSIF COURT , NEYYATTINKARA
REVISION PETITIONER/APPELLANT/PLAINTIFF: RAVI KUMAR AGED
62 YEARS S/O.RAJASEKHARAN, SIVALAYAM, OTTATHERUVU,
ATHIYANOOR VILLAGE, BALARAMAPURAM P.O.,
THIRUVANANTHAPURAM - 695 501. BY ADV M.R.SARIN
RESPONDENT/RESPONDENT/DEFENDANT: SIVATHANU
S/O.ARUNACHALAM, NARAYANIL VILASOM, VARUVILAKATHU
VEEDU, OTTATHERUVU, ATHIYANOOR VILLAGE,

BALARAMAPURAM P.O., THIRUVANANTHAPURAM DISTRICT - 695
501.

BY ADVS. R.T.PRADEEP M.BINDUDAS K.C.HARISH THIS CIVIL REVISION
PETITION HAVING COME UP FOR ADMISSION ON 14.02.2023, THE COURT
ON THE SAME DAY DELIVERED THE FOLLOWING: CRP NO. 321 OF 2021 2
Dated this the 14th day of February, 2023

ORDER

The learned counsel appearing for the petitioner submits that in view of the law
laid down by this Court in Thilakan v. Kunhalankutty [2004 (1) KLT 235] that a

revision petition is not maintainable against a judgment

passed in Civil Miscellaneous Appeal, the petitioner is desirous of withdrawing the
revision petition, without prejudice to his right to file an appropriate proceeding.
The said submission is recorded and the revision petition is dismissed as
withdrawn. Sd/- C.S.DIAS, JUDGE rmm14/02/2023

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