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Rama Nathan vs Ganesh Kumar

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Court : Kerala Orders

Decided On : May-25-2023

Judge : Honourable Mr. Justice P.Somarajan

Appeal No. : OP(C)/2380/2022

Appellant : Rama Nathan

Respondent : Ganesh Kumar

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.SOMARAJAN THURSDAY, THE 25th DAY OF MAY 2023 / 4TH JYAISHTA, 1945 OP(C) NO. 2380 OF 2022 AGAINST THE ORDER DATED 18.07.2022 IN IA 03/2022 AND IA 04/2022 IN OS 1814/2012 OF ADDITIONAL MUNSIFF COURT-III, THIRUVANANTHAPURAM PETITIONER/3rd DEFENDANT:

RAMA NATHAN, AGED 65 YEARS, S/o V.V SUBRAMANIAM, 18/1883(1), JAI NAGAR, JRA-409, BY ADVS. S.JATHIN DAS G.S.SANAL KUMAR T.A.PRAKASH S.SOUMYA ISSAC RESPONDENTS/PLAINTIFFS & DEFENDANTS 1 & 4: 1 GANESH KUMAR, AGED 53 YEARS, VIJAYALAYAM, T.C 18/1879, THIRUMALA P.O, 2 MAYA, AGED 48 YEARS, W/o GANESH KUMAR, RESIDING AT

VIJAYALAYAM, T.C 18/1879, THIRUMALA P.O, 3 LEKHA, TC 18/1883(2), JRA-407, JAI NAGAR, 4 K. PRABHAKARAN NAIR, TC 18/1883(3), JRA-407, JAI NAGAR, BY ADV S.SOUMYA ISSAC THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 25.05.2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: OP(C) No.2380 of 2022 2

JUDGMENT

When the matter came up for hearing, the learned counsel for the petitioner fairly submitted that he is not pressing the petition, presumably on the reason that there is no substance in the matter. Hence, the original petition is dismissed as not pressed. Sd/- P.SOMARAJAN JUDGE DMR/- OP(C) No.2380 of 2022 3 APPENDIX OF OP(C) 2380/2022 PETITIONER'S EXHIBITS Exhibit P1 TRUE COPY OF THE AMENDED PLAINT IN O.S. Exhibit P2 TRUE COPY OF THE IMPLEADING PETITION ie., I.A. NO. 1/2021 IN O.S. 1814/2012 FILED BEFORE MUNSIFF COURT-III, THIRUVANANTHAPURAM Exhibit P3 TRUE COPY OF THE ORDER DATED 14.2.2022 IN I.A. NO. 1/2021 IN O.S. 1814/2012 PASSED BY THE MUNSIFF COURT-III, THIRUVANANTHAPURAM Exhibit P4 TRUE COPY OF THE DELAY PETITION FILED BY THE RESPONDENTS/PLAINTIFFS, ie I.A. 3/2022 FILED Exhibit P5 TRUE COPY OF THE PETITION TO SET ASIDE THE ABATEMENT OF SUIT, ie I.A. 4/2022 FILED Exhibit P6 TRUE COPY OF THE PETITION TO IMPLEAD LEGAL HEIRS OF THE 2ND DEFENDANT, ie I.A. 2/2022 FILED BEFORE THE MUNSIFF COURT-III, Exhibit P7 TRUE COPY OF THE OBJECTION TO THE PETITION FOR CONDONATION OF DELAY FILED BY THE Exhibit P8 TRUE COPY OF THE OBJECTION TO THE PETITION TO SET ASIDE THE ABATEMENT OF SUIT FILED BY THE Exhibit P9 TRUE COPY OF THE OBJECTION TO THE PETITION TO

IMPLEAD LEGAL HEIRS OF THE 2ND DEFENDANT, FILED BY THE PETITIONER/DEFENDANTS BEFORE THE MUNSIFF COURT-III, THIRUVANANTHAPURAM OP(C) No.2380 of 2022 4 Exhibit P10 TRUE COPY OF THE ORDER DATED 18.7.2022 IN I.A. NO. 3/2022 IN O.S. NO. 1814/2012 PASSED Exhibit P11 TRUE COPY OF THE ORDER DATED 18.7.2022 IN I.A. NO. 4/2022 IN O.S. NO. 1814/2012 PASSED // TRUE COPY // P.A. TO JUDGE

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