

Sabitha K.V. vs the Sub Collector and Maintenance Tribunal,

Sabitha K.V. vs the Sub Collector and Maintenance Tribunal,

SooperKanoon Citation : sooperkanoon.com/1682213

Court : Kerala

Decided On : Jul-30-2021

Judge : Honourable Mr. Justice P.V.Kunhikrishnan

Appeal No. : WP(C)/21201/2020

Appellant : Sabitha K.V.

Respondent : The Sub Collector and Maintenance Tribunal,

Judgement :

WP(C) NO. 21201 OF 2020 1

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN
FRIDAY, THE 30TH DAY OF JULY 2021 / 8TH SRAVANA, 1943 WP(C)
NO. 21201 OF 2020 PETITIONER/S: 1 SABITHA K.V. AGED 35 YEARS
D/O. UNNEENKUTTY N., FATHIMA MANSIL, PUTHUKUDIPPADAM,
AREECAD, NALLALAM P.O., KOZHIKODE-673027. 2 SRI.
SALAHUDEEN, AGED 45 YEARS S/O. KOYASSAN KOYA,
KUNJITHAN MALIYEKKAL, KUTTICHIRA, KOZHIKODE, PRESENTLY
RESIDING AT , FATHIMA MANSIL, PUTHUKUDIPPADAM, AREECAD,
NALLALAM P.O., KOZHIKODE- 673027. BY ADVS. SHYAM PADMAN

SRI.C.M.ANDREWS SRI.P.T.MOHANKUMAR SMT.BOBY M.SEKHAR
KUM.LAYA MARY JOSEPH SMT.IRENE ABRAHAM SRI.HARISH
ABRAHAM RESPONDENT/S:

1 THE SUB COLLECTOR AND MAINTENANCE TRIBUNAL,
KOZHIKODE (TRIBUNAL UNDER THE MAINTENANCE AND
WELFARE OF PARENTS AND SENIOR CITIZENS ACT 2007),
KOZHIKODE COLLECTORATE, CIVIL STATION P.O., KOZHIKODE-
673020. 2 SRI. UNNEENKUTTY, S/O. N. ALI, FATHIMA MANSIL,
PUTHUKUDIPPADAM, AREECAD, NALLALAM P.O., KOZHIKODE-
673027. BY ADV SMT.K.S.HASEENA OTHER PRESENT:
SMT.SHEEJA.C.S, SR.GP THIS WRIT PETITION (CIVIL) HAVING
COME UP FOR ADMISSION ON 30.07.2021, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING: WP(C) NO. 21201 OF
2020 2 P.V.KUNHIKRISHNAN, J -----
W.P.(C.) No.21201 of 2020 ----- Dated this the
30th day of July, 2021

JUDGMENT

Both sides represented that the 2nd respondent, the father of the petitioners, is no more. In the light of the above fact, nothing survives in this case. Therefore, this writ petition is closed. SD/- P.V.KUNHIKRISHNAN JUDGE SKS WP(C) NO. 21201 OF 2020 3 APPENDIX OF WP(C) 21201/2020 PETITIONER EXHIBITS EXHIBIT P1 TRUE COPY OF THE SALE DEED NO.3065/1990 DATED 19/12/1990 IN FAVOUR OF THE 2ND RESPONDENT AND HIS WIFE. EXHIBIT P2 TRUE COPY OF THE SETTLEMENT DEED NO.1189/2015 DATED 07/05/2015 IN FAVOUR OF THE 1ST PETITIONER AND HER SIBLINGS. EXHIBIT P3 TRUE COPY OF THE WORK VISA CARD OF THE 2ST PETITIONER ISSUED BY THE DEPARTMENT OF IMMIGRATION AND EMIGRATION, REPUBLIC OF MALDIVES. EXHIBIT P4 TRUE COPY OF THE PASSPORT COPY OF THE 1ST PETITIONER WITH IMMIGRATION STAMPS CERTIFYING HER VISIT TO MALDIVES. EXHIBIT P5 TRUE COPY OF THE RECEIPT DATED 09/05/2018 OF THE CASH DEPOSIT OF RS.41,700/- MADE EXHIBIT P5(A) TRUE COPY OF

RECEIPT DATED 06/08/2018 OF THE CASH DEPOSIT OF RS. 49,000/- MADE INTO THE ACCOUNT OF THE 2ND RESPONDENT. EXHIBIT P5 (B) `TRUE COPY OF THE RECEIPT DATED 09/08/2018 OF THE CASH DEPOSIT OF RS.21,000/- MADE EXHIBIT P5(C) `TRUE COPY OF THE RECEIPT DATED 22/10/2018 OF THE CASH DEPOSIT OF RS.10,000/- MADE EXHIBIT P6 TRUE COPY OF THE LETTER DATED 14/06/2020 SENT TO THE SECRETARY OF CPI(M) BY THE PETITIONERS. EXHIBIT P7 TRUE COPY OF THE APPLICATION DATED BEFORE THE MAINTENANCE TRIBUNAL IN CASE WP(C) NO. 21201 OF 2020 4 NO.1633/2020. EXHIBIT P8 TRUE COPY OF THE REPRESENTATION DATED BY THE PETITIONERS. EXHIBIT P9 TRUE COPY OF THE COUNTER STATEMENT DATED EXHIBIT P10 TRUE COPY OF THE INTERIM ORDER DATED EXHIBIT P11 TRUE COPY OF THE INVOICE RECEIPT OF PURCHASE AND INSTALLATION OF THE CCTV CAMERA DATED 01/08/2020. EXHIBIT P12 TRUE COPY OF THE REPRESENTATION DATED BEFORE THE 1ST RESPONDENT. EXHIBIT P13 TRUE COPY OF THE FINAL ORDER DATED EXHIBIT P14 TRUE COPY OF THE OUT PATIENT REPORT DATED THE GOVERNMENT WOMEN AND CHILDREN HOSPITAL, KOZHIKODE.

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