SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com

Abdulrahman vs Hydrali

Abdulrahman vs Hydrali

SooperKanoon Citation : sooperkanoon.com/1869874

Court : Kerala

Decided On : Jun-28-2019

Judge : Honourable Mr. Justice Sunil Thomas

Appeal No. : OP(C)/547/2019

Appellant : Abdulrahman

Respondent : Hydrali

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE SUNIL THOMAS FRIDAY, THE 28TH DAY OF JUNE 2019 / 7TH ASHADHA, 1941 AS 16/2018 of SUB COURT, OTTAPPALAM, PALAKKAD, AGAINST THE PROCEEDINGS IN FDIA NO.964/2017 IN OS 149/2014 of MUNSIFF MAGISTRATE COURT,MANNARKAD PETITIONER: ABDULRAHMAN, AGED 58 YEARS, S/O. BUKHARI MUSALIYAR, MALEMURIYIL VADAKETHIL VEETTIL, THENKARA AMOSAM DESOM, MANNARAKKAD TALUK, PALAKKAD DISTRICT. SRI.K.B.ARUNKUMAR SRI.RANJIT BABU RESPONDENT: HYDRALI, AGED 56 YEARS, S/O BUKHARI MUSALIYAR, VADAKETHIL VEETTIL, ARAKURUSSI AMOSAM, PERIMBADARI DESOM, MANNARKKAD

TALUK, PALAKKAD DISTRICT. SRI.SAJAN VARGHEESE K. SRI.JOPHY POTHEN KANDANKARY SRI.LIJU. M.P THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 28.06.2019, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

JUDGMENT

The grievance of the petitioner herein is that though he has filed Ext.P4 application for condonation of delay, it has not been taken up by the Appellate Court. It is further submitted, that at present there is no sitting in that Court. However, the respondent is proceeding with Ext.P2 final decree application.

2. Having considered the entire facts, I am

inclined to dispose of original petition itself with a direction to the Lower Appellate Court or the Judge in charge, to take up and consider Ext.P4 application, as expeditiously as possible, at any rate, within a period of two months from the date of production of a copy of this judgment. Passing of the final decree will remain deferred during the above period. Sd/- SUNIL THOMAS JUDGE VPK APPENDIX PETITIONER'S EXHIBITS: EXHIBIT P1 THE TRUE COPY OF THE JUDGMENT IN O.S.NO.149/2014 ON THE FILE OF MUNSIFF- EXHIBIT P2 THE TRUE COPY OF THE FDI.A NO.964/2017 IN OS NO.149/2014 ON THE FILE OF MUNSIFF- EXHIBIT P3 THE TRUE COPY OF THE APPEAL NUMBERED AS NO.16/2018 ON THE FILE OF SUB COURT, EXHIBIT P4 THE TRUE COPY OF THE I.A.NO.561 OF 2018. EXHIBIT P5 THE TRUE COPY OF THE I.A.NO.1569 OF 2018 IN A.S.NO.16/2018 ON THE FILE OF SUB COURT, // TRUE COPY // PA TO JUDGE VPK

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com