

Davis vs Philomina

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SooperKanoon Citation : sooperkanoon.com/1905947

Court : Kerala Orders

Decided On : Feb-28-2019

Judge : Honourable Mr. Justice P.Somarajan

Appeal No. : RSA/743/2004

Appellant : DAVIS

Respondent : Philomina

Judgement :

THURSDAY ,THE 28TH DAY OF FEBRUARY 2019 / 9TH PHALGUNA,
1940 RSA.No. 743 of 2004 AGAINST THE JUDGMENT AND DECREE
DATED 29-01-2004 IN AS 612/2003 of DISTRICT COURT,THRISSUR
AGAINST THE JUDGMENT AND DECREE DATED 29-10-1998 IN OS
21/1998 of PRINCIPAL MUNSIFF COURT, IRINJALAKUDA
APPELLANT/APPELLANT/DEFENDANT: DAVIS, S/O
CHAMAVALAPPIL KUNJU VAREED, VATTANATHARA DESOM,
AMBALLOOR VILLAGE,
RESPONDENTS/RESPONDENTS/PLAINTIFF/DEFENDANTS 2 & 3: 1
PHILOMINA, W/O PANTHALLOOKARAN JOSE, PUKKOTTU DESOM,
AMBALLOOR VILLAGE, 2 JOSE, HUSBAND OF 1ST RESPONDENT, -
DO- DESOM, -DO- VILLAGE, -DO- TALUK. 3 KERALA STATE

REPRESENTED BY DISTRICT COLLECTOR, THRISSUR. 4 SUB
DIVISIONAL MAGISTRATE THRISSUR (R.D.O). R3 AND R4 BY ADV.
GOVERNMENT PLEADER

THIS REGULAR SECOND APPEAL HAVING BEEN FINALLY HEARD
ON 28.02.2019, ALONG WITH OP.5882/2000, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING: [RSA
743/2004,OP.5882/2000] 2 THURSDAY, THE 28TH DAY OF
FEBRUARY 2019 / 9TH PHALGUNA, 1940 OP.No. 5882 of 2000
PETITIONERS: 1 DAVIS, SON OF CHAMAVALLAPPIL KUNJU VAREED,
VATTANTHARA DESOM, AMBALLOOR VILLAGE, MUKUNDAPURAM
TALUK 2 PALLIVATHUKKAL SANKARAN, VATTANTHARA, VENDOOR
PADASEKARAM, VATTANTHARA DESOM, DO. DO 3 KURUMBA,
WIFE OF KIZHAKKODAL KOCHU RAMAN, DO. DO. 4 KUNNATHU
PARAMBIL LAKSHMY, DO. DO.

5 MANNULLY INASU JACOB, DO. DO. 6 K.P.JACOB, DO. DO.
RESPONDENTS: 1 STATE OF KERALA, REPRESENTED BY
DISTRICT COLLECTOR, TRICHUR, COLLECTORATE AYYANTHOLE,
TRICHUR. 2 REVENUE DIVISIONAL OFFICER (SUB DIVISIONAL
MAGISTRATE) , AYYANTHOLE, TRICHUR.

3 THE SECRETARY, GRAMA PANCHAYAT, AMBALLOOR, TRICHUR
DISTRICT. 4 PHILOMINA, W/O PANTHALLUKKARAN JOSE,
POOKODE DESOM, AMBALLUR VILLAGE, MUKUNDAPURAM TALUK.
BY ADVS. GOVERNMENT PLEADER SMT.ARLISS TRENCY ANTONY
SRI.K.K.JAYASOORIAN SRI.V.M.KRISHNAKUMAR THIS ORIGINAL
PETITION HAVING BEEN FINALLY HEARD ON 28.02.2019, ALONG
WITH RSA.743/2004, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING: [RSA 743/2004,OP.5882/2000] 3

JUDGMENT

The appellant counsel passed away. Nobody represented for the appellant. The
appellant remained absent. Hence, this court has no other option, but to dismiss

the appeal for non prosecution. The appeal is dismissed for non prosecution. Sd/-
P.SOMARAJAN JUDGE msp //TRUE COPY// P.A. TO JUDGE

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