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Krishnan vs Kausalya and Others

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SooperKanoon Citation : sooperkanoon.com/1914762

Court : Kerala Orders

Decided On : Jan-09-2019

Judge : Honourable Mr. Justice P.Somarajan

Appeal No. : RSA/1026/2006

Appellant : Krishnan

Respondent : Kausalya and Others

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE P.SOMARAJAN WEDNESDAY, THE 09TH DAY OF JANUARY 2019 / 19TH POUSHA, 1940 RSA.No. 1026 of 2006 (E) AGAINST THE DECREE AND JUDGMENT DATED 13.01.2006 IN AS No.59/2003 of PRL.SUB COURT,IRINJALAKUDA

AGAINST THE DECREE AND JUDGMENT DATED 26.02.2006 IN OS No.510/1993 of MUNSIFF COURT, KODUNGALLUR APPELLANT/1st DEFENDANT: KRISHNAN, S/o KALLAYIL KOCHAKKAN, KAIPAMANGALAM VILLAGE AND DESOM, KODUNGALLUR TALUK. BY ADVS.SRI.M.SHAJU PURUSHOTHAMAN SRI.K.S.RAJESH

RESPONDENTS/RESPONDENTS/PLAINTIFF & 2nd DEFENDANT: 1 KAUSALYA, W/o KANJIRAPARAMBIL IMBARAKUTTY, 2 RADHAKRISHNAN, S/o KAUSALYA, 3 RADHAMANI, D/o KAUSALYA, 4 THANKAMANI, D/o KAUSALYA, 5 MURALEEDHARAN, S/o KAUSALYA, 6 BABURAJAN, S/o KAUSALYA, R.S.A.No.1026 of 2006 2

7 KANCHANA, D/o KAUSALYA, 8 AJITHA, D/o KAUSALYA, 9 SUBHA, D/o KAUSALYA, 10 MADHU, S/o KAUSALYA, 11 ANANDAN, S/o KAUSALYA, W/O.KANJIRAPARAMBIL IMBARAKUTTY, BY ADV. SRI.G.SREEKUMAR (CHELUR) FOR, R1, R2, R6 & R9 THIS REGULAR SECOND APPEAL HAVING BEEN FINALLY HEARD ON 09.01.2019, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: R.S.A.No.1026 of 2006 3

JUDGMENT

The appellant and counsel remained absent and there was no representation. No steps were taken as against R5, R10 and R11, in spite of the order dated 19.12.2018. Hence, this Court has no other option, but to dismiss the appeal for non prosecution. The second appeal is dismissed for non prosecution. Sd/- P.SOMARAJAN JUDGE DMR/-

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