

**IN THE COURT OF THE SUB JUDGE, CHERTHALA**  
**Present:- Ms. Lakshmy.S., Sub Judge**  
**Wednesday 12<sup>th</sup> day of February 2025/ 30<sup>th</sup> Magham 1946**

**IA 5/2024 in OS.152/2009**  
(Filed on : 09.09.2024)

**Petitioners/Plaintiffs :-**

1. Padmini Gopinathan, W/o. M.N. Gopinathan,  
Residing at Santhinikethan Muriyanattu,  
Cherthala North Village
  
2. Renu Paliyathu, W/o. Ashoka Menon,  
Santhinikethan Muriyanattu, Cherthala North Village,  
Presently at Florida USA.
  
3. Shylaja Pathiyal, W/o. Krishna Pathiyal,  
Santhinikethan Muriyanattu, Cherthala North Village,  
Presently at Fort Loudre, Florida USA.

**Adv. Jacob Tomlin Varghese**

**Respondent/Defendant :-**

Secretary, Cherthala Municipality.

**By Adv. Manu Harshakumar.**

This Petition having been finally heard on 05.02.2025 and the court on 12.02.2025 passed the following :-

### **ORDER**

The present petition is filed by the plaintiffs to call for the details of the deposit made in LAR 71/1964 before the Sub Court, Alappuzha.

2. The contentions of the petitioners are that the LAR 71/1964 was pending before Sub Court, Alappuzha, with respect of acquisition of plaint schedule property and the same was allowed on 07.08.1965. But no amount was received by the petitioners. The defendants are claiming right over the properties and hence it is highly necessary to know the details of the deposit made there in. Hence the petition.

3. The respondent filed objection that details of LAR 71/1964 was made available before this Court and there is no merit in the application.

4. Heard both sides

5. The Suit is for declaration, mandatory injunction and perpetual injunction with respect of plaint item No. 1 property acquisition proceedings in the plaint schedule property are also under challenge. However the reference before Sub Court, Alappuzha was concluded and the details of deposit made in the said case has no connection to proceed with the trial of this case. If at all,

the petitioner is anxious to know the details, he can very well approach the court concerned. The present application has nothing to do with the merits of the case and the same is only to be dismissed.

In the result, IA is dismissed. No costs.

Pronounced by me in open court on this the 12<sup>th</sup> day of February 2025.

Sd/-  
**LAKSHMY.S**  
**SUB JUDGE**

**Appendix:-** Nil

Id/-  
**SUB JUDGE**