

**IN THE COURT OF THE ADDITIONAL MUNSIFF, CHERTHALA**

**Present: Sri. Mahesh. M., Additional Munsiff**

**Friday, the 17<sup>th</sup> day of October, 2025 /25<sup>th</sup> Aashwinam, 1947.**

**EA No.01/2025 in EA No.297/2019 in EP No. 82/2016 in ARC No. 859/2015**

(Filed on 12.09.2025)

**Petitioner/Claim Petitioner:-**

Jyothinadh, aged 51, S/o Gopinatha Pillai,  
Jyithinilayam, Vayalar Panchayat,  
Pattanakkad.P.O, Cherthala Taluk.

**By Adv. K.Ramanadhan**

**Cr. Petitioners/Decree Holder and Judgment Debtors:-**

1. Thuravoor South Service Co-operative Bank No.2727,  
Thuravoor, represented by its Secretary.
2. Asokan, Sujitha Nivas, Valamangalam South Muri,  
Thuravoor South Village, Cherthala.
3. Basil K.C, Koipparambil House,  
Padinjattukara Thekkemuri, Thuravoor South, Cherthala.
4. Ramachandran.K.S, Saraswathi Nilayam,  
Marad Village, Kanayannoor Taluk.

**DH by Adv.B.Bennilal**

**JD1 by Adv.C.Radhakrishnan**

This Execution application for keeping the final adjudication of the claim petition in abeyance having been finally heard on 17.10.2025 and the court on the same day passed the following :-

**ORDER**

This is a petition filed by the petitioner to keep the proceedings of the claim petition in abeyance till the disposal of OP (C) 716/25. Heard both sides. It is pertinent to note that there is no stay of proceedings issued by Hon'ble High

Court in OP(C) 716/25. The only stay which is there is only for confirmation of Sale. The proceedings of Claim Petition is not stayed . So there is no impediment in proceeding with and adjudicating the Claim Petition (EA 297/19). The only question that is to be decided in the Claim petition is with regard to whether the claim of the petitioner is bonafide or not. The matter pending before Hon'ble High Court does not have any direct bearing over the Claim Petition on hand. Hence this Court is of the view that there is no need to keep the proceedings of the Claim Petition in abeyance. So Execution application dismissed.

*(Pronounced by me in the open court on this the 17<sup>th</sup> day of October, 2025.)*

Sd/-  
MAHESH M.  
ADDITIONAL MUNSIFF

**APPENDIX :- NIL**

Sd/-  
ADDITIONAL MUNSIFF