

IN THE COURT OF THE PRINCIPAL MUNSIFF, CHERTHALA

Present: Smt.Ashadevi V.S, Principal Munsiff

Friday, the 25th day of August, 2023/3rd Bhadrapadam, 1945

O.S.No.443/2019

(Filed on 04.09.2019)

Plaintiff:

Thomas Joseph, aged 55 years,
S/o Joseph Koshy, Lemon Villa,
Cherthala P.O., Cherthala North village,
Cherthala.

By Adv.D.Jayasree

Defendants:-

1. Koshy Joseph, aged 54 years

S/o Joseph Koshy, Lemon Villa,
Cherthala North village,
Cherthala P.O., Alappuzha
2. Ben Joseph Koshy, aged about 29 years
S/o Koshy Joseph, of -do—do-
3. Tedy Thomas, aged 29 years
S/o Joseph Koshy, residing at
Lemon Villa, Cherthala P.O.,
Cherthala North village, Cherthala

D1 & D2 - By Adv.K.Ramanadhan

D3 – By Adv. Dhruvkumar.K & Adv.Shakthi Prakash

This Suit having been finally heard on 25.08.2023 and the Court on the same delivered the following:-

JUDGMENT

Plaintiff absent. The application filed for adjourning case for two weeks. The petition revealed that he is admitted for colonoscopy procedure and no other disease or treatment stated in the petition. Hence it can only be concluded that the plaintiff is not interested in adducing evidence in the case. The Hon'ble High Court directed this court to dispose of the matter within 23.12.2022. Though the party who approached the High Court had clear knowledge of the said fact did not inform the Court about such a direction nor a copy of the same was produced. The Order received in this Court only on 09.08.2023. Thus on an overall appreciation of the conduct of the parties absence of plaintiff for evidence on this day can only be considered as deliberate. Hence suit dismissed for default. No costs.

(Pronounced by men the open Court on this the 25th day of August, 2023.)

Sd/-

**ASHADEVI. V.S
PRINCIPAL MUNSIFF**

Appendix: NIL

Id/-

PRINCIPAL MUNSIFF