

IN THE COURT OF THE PRINCIPAL MUNSIF, CHERTHALA

Present: Sri. Rovin Rodrigues, Principal Munsiff.

Wednesday, the 25th day of March, 2026/ 4th Chaithram, 1948.

IA 01/2026 in O.S. No.545/2019

(Filed on 07.01.2026)

Petitioners/Plaintiffs:-

1. Reghuvaran, aged 66,
S/o Madhavan, Pattani Veliyyil, Charamangalam Muri,
Thanneermukkom South Village, Cherthala.
2. Sujatha, aged 54,
W/o Reghuvaran, Pattani Veliyyil, Charamangalam Muri,
Thanneermukkom South Village, Cherthala.
By Adv.N. Balachandran

Respondents/Defendants:-

1. Rajendran, aged 64,
S/o Chakrapani, Thannickal house, Charamangalam Muri,
Thanneermukkom South Village, Cherthala.
2. Kanakamma, aged 73,
D/o Chakrapani, Thannickal house, Charamangalam Muri,
Thanneermukkom South Village, Cherthala.
3. Sathiyamma, aged 61,
W/o Rajendran, Thannickal house, Charamangalam Muri,
Thanneermukkom South Village, Cherthala.
By Adv. Jacob Tomlin Varghese.

This Petition having been finally heard on 25.03.2026 and the court on the same day passed the following:-

ORDER

This is an application filed by the plaintiffs seeking to remove the case from the special list for trial. It is claimed that a Survey commission has to be issued for effective adjudication of the Suit. A separate application IA 2/2026 was filed to appoint a Survey commission to identify the plaint schedule properties.

The Respondents/ Defendants filed an objection and mainly contended that the plaintiffs had taken several adjournments for pre trial steps and the present petition is not maintainable.

Heard. Perused the records.

It is true that the case records reveal that the Suit has been pending for a long period and several adjournments were sought by the plaintiffs for pre trial steps. However, the nature of the dispute in this suit involves proper identification of the plaint schedule properties and its boundaries.

Hence, I am of the considered opinion that a Survey commission would assist this Court to effectively adjudicate the issues involved in this suit. However the delay and inconvenience caused to the Respondents/ Defendants have to be compensated.

Accordingly, IA is allowed on payment of Costs Rs.3000/- to Respondents/Defendants within one week.

(Pronounced by me in the open Court on this the 25th day of March, 2026.)

Sd/-
Rovin Rodrigues
Principal Munsiff

Appendix :- Nil

Sd/-
Principal Munsiff