

IN THE COURT OF THE MUNSIFF, KAYAMKULAM

Present:Smt.Saritha Raveendran, B.A.,LL.B., Munsiff

Thursday, the 17th March 2016/27th Phalguna 1937OS. 576/2015

(Filed on 19/12/2015)

Plaintiff : P.D.Thampi, 66 years, S/o.Daniel,
Pappadiyil Ebenezer, Manjadithara muri,
Bharanikkavu Village.

(By Adv. Sri.N.Kumaranpotti)

Defendant : John Daniel, 52 years, S/o.Daniel,
Pappadiyil veedu, Manjadithara muri,
Bharanikkavu Village.

(Exparte)

This suit is coming on for final hearing on 08/03/2016 and the court on 17/03/2016 delivered the following:

JUDGMENT

Suit is for permanent prohibitory injunction.

2. Defendant set ex-parte. Plaintiff filed proof affidavit and examined as PW1. Exts. A1 to A4 documents marked from the side of the plaintiff. Ext.C1 marked as court exhibit. Plaintiff claims stands proved by the unchallenged proof affidavit and the documents marked as above. Hence suit is liable to be decreed with costs as prayed for.

In the result, suit is decreed as follows:-

1. Defendant is restrained by a decree of permanent prohibitory injunction from trespassing into the plaintiff schedule property, from

cut opening a new path way through the plaint schedule property and from committing any act of waste or mischief in the plaint schedule property.

2. Plaintiff is entitled to realize the costs of the suit.

(Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in open court on 17th March, 2016.)

SARITHA RAVEENDRAN,
MUNSIFF

APPENDIX:-

Exhibits for Plaintiff :

A1 :12/11/2015 :Certified copy of sale deed No.1992/I/2015
A2 :12/11/2015 :Certified copy of sale deed No.1993/I/2015
A3 :20/11/2015 :Tax receipt
A4 :20/11/2015 :Tax receipt

Exhibits for defendant: Nil

Witness for plaintiff

PW1 :08/03/16 :P.D.Thampi

Court Exhibits

C1 :04/01/2016 :Commission report filed by Adv. Sri.S.Sajeev

Witness for defendant :Nil.

MUNSIFF

Typed by : Shafeek.U
Compd. by :