

IN THE COURT OF THE MUNSIFF PALA

Present. Smt.Priyanka Paul, Munsiff, Pala

Monday, 10th day of October 2022
18th day of Aswina 1944

O.S.No.39/2018

And

Counter Claim in O.S.No.39/2018

O.S.No.39/2018

Plaintiff:-

V.R Sasi, aged 65 years, S/o Ittundan,
Varadiyil House, Andoor Post,
Elackadu Village, Meenachil Taluk

By Adv. Cyriac James & Adv. Anilkumar A.S

Defendants:-

1. Bhaskaran Kuttappan, aged 75 years,
Puthuparambil House, Palakkattumala P.O, Andoor
kara, Elackadu Village, Meenachil Taluk
2. Kuttappan, aged 78 years, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu Village,
Meenachil Taluk
- Addl.3 Shaila Sabu, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu Village,
Meenachil Taluk
- Addl.4 Aisha Karthikeyan, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu Village,
Meenachil Taluk, Residential Address:- A/402, OM
Samkalp Co- operative Housing Society Ltd,
Kopara Cross Road, North Copal Railway Station,
Dambivli, Thane District, Maharastra-421202

Addl.5 Shiny Abhi, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu Village,
Meenachil Taluk, Residential Address:- Shyni Abhi,
A/306 Shiv- Mahesh Co- operative Housing Society
Ltd, Kopara Cross road, Sakaram complex, Dombivli,
Thane Dist, Maharashtra-421202

Addl.6 Shali Pradeep, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu Village,
Meenachil Taluk, Residential Address:- A/306 Shiv-
Mahesh Co- operative Housing Society Ltd, Kopara
Cross road, Sakaram complex, Dombivli, Thane Dist,
Maharashtra-421202

Addl.7 Sheeba Surendran, W/o Surendran,
Varadiyil House, Palakkattumala P.O, Andoor kara,
Elackadu Village, Meenachil Taluk, Residential
Address: Thachayil House, Parathanam Post,
Parathanam Kara, Mundakkayam Village,
Kanjirappalli Taluk

Addl. D3 to D7 are impleaded as per Order in
IA 2031/2019 dated 23.10.2019

D1 – Vakalath not seen filed

D2- Adv.Joshy Abraham

Addl.D3 to D7–Adv. K.R Sreenivasan & Adv. S Rajesh

Counter Claim in O.S.No.39/2018:-

Counter Claim

Plaintiffs/

Defendants:-

1. Bhaskaran Kuttappan, aged 75 years,
Puthuprambil House, Palakkattumala P.O, Andoor
kara, Elackadu Village, Meenachil Taluk, Kottayam
District

2. Kuttappan, S/o Raman, aged 78 years,
Varadiyil House, Palakkattumala P.O, Andoor kara,
Elackadu Village, Represented by Power of Attorney
Holder Shaila Sabu, aged 49 years, W/o Sabu P.R,
Varadiyil House, Palakkattumala P.O, Andoor kara,
Elackadu Village, Meenachil Taluk
- Addl.3 Shyla Kuttappan, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu
Village,
Meenachil Taluk, Kottayam District, PIN 686635
- Addl.4 Isha Karthikeyan, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu
Village, Meenachil Taluk, Kottayam District, Now
residing at A/402,OM Samkalp Co- operative
Housing Society Ltd, Kopara Cross Road, North
Copal Railway Station, Dambivli, Thane District,
Maharashtra-421202
- Addl.5 Shiny Abhi, D/o Kuttappan, Varadiyil House,
Pakalomattom P.O, Andoor kara, Elackadu Village,
Meenachil Taluk, Kottayam District, Now residing
at A/306 Shiv- Mahesh Co- operative Housing
Society Ltd, Kopara cross road, Sakaram complex,
Dombivli, Thane Dist, Maharashtra-421202
- Addl.6 Shali Pradeep, D/o Kuttappan, Varadiyil House,
Palakkattumala P.O, Andoor kara, Elackadu
Village, Meenachil Taluk, Kottayam District, Now
residing at 501Shiv- Palace Co- operative Housing
Society Ltd, Devichapada, Nr Gaondevi Mandir,
Dombivilli, Thane Dist, Maharashtra-421202
- Addl.7 Sheeba Surendran, D/o Kutappan, Varadiyil
House, Palakkattumala P.O, Andoor kara, Elackadu
Village, Meenachil Taluk, Kottayam District, Now
residing at Thacheriyil House, Parathanam Post,
Parathanam Kara, Mundakkayam Village,
Kanjirappally Taluk, Kottayam District, 686514

As per Order in IA 1647/2019 dated 16.08.2019
Additional Counter Claim Plaintiff's impleaded

Counter Claim Plaintiff 1 - Vakalath not seen filed
Addl. Counter Claim Plaintiff 2 -
By Adv. Joshy Abraham
Addl. Counter Claim Plaintiff 3 to 7 -
By Adv. K.R Sreenivasan & Adv. S Rajesh

Counter Claim
Defendants/
Plaintiff/
Defendants:-

1. V.R Sasi, aged 65 years, S/o Ittundan, Varadiyil House, Andoor Post, Elackadu Village, Meenachil Taluk
2. Kuttappan, S/o Ramu, aged 78 years, Varadiyil House, Palakkattumala P.O, Andoor kara, Elackadu Village, Meenachil Taluk

Counter Claim defendant 1 -
By Adv. Cyriac James & Adv. Anilkumar A.S
Counter Claim defendant 2 – By Adv. Joshy Abraham

This suit and counter claim are coming up for hearing on 10.10.2022
and the court on the same day delivered the following :-

JUDGMENT

Plaintiff absent. IA 4/22 to remove the case from list or for adjournment is dismissed. No recent Medical Certificate is produced to show the ailments. No other steps is seen taken to examine the plaintiff if he is bedridden . Suit is in the published list. No Proof affidavit is also filed. Plaintiff called absent. Hence suit is dismissed for default. Counterclaim plaintiff called in open court for evidence, absent. Hence counterclaim is also dismissed for default.

Pronounced in the open court on this the 10th day of October 2022.

Sd/-
PRIYANKA PAUL
MUNSIFF

APPENDIX: NIL

Id/-
MUNSIFF

//True copy//

Sd/-
PRIYANKA PAUL
MUNSIFF

Typed By:Manju, Comp. By: Greeshma

**Copy of
JUDGMENT
In
O.S. No.39/2018
And
Counter Claim in
O.S.No. 39/2018
Dtd. 10.10.2022**

//True copy//

Typed By:Manju, Comp. By: Greeshma

CERTIFICATE

Carbon copy is granted as per order in IA 8/22 dated 12.10.2022 certified that court fee stamps equal to the value necessary for issuing certified copy have been levied and affixed. Also Certified that an urgent application Under Rule 246 CRP has been made.

MUNSIFF COURT, PALA
Dated:

EXAMINER