

THE COURT OF THE MUNSIF OF PARAPPANANGADI

Present:- Smt. Aswani Nalin, Munsiff

Monday, the 30th day of March, 2026
the 9th day of Phalguna, 1947

ORIGINAL SUIT NO: 293 of 2024

Between:-

1. Ramankutty @ Appukuttan Nair, 81 years (died)
S/o Puthiyedath Ammunni Amma,

Supplemental

2. Ratnakumari, 72 years, W/o Late Ramankutty
@ Appukuttan Nair, Puthiyedath House,
3. Aneesh, 42 years, S/o Ramankutty
@ Appukuttan Nair, Puthiyedath House,
(Vallikunnu amsom desom and post PIN 673314,
Tirurangadi Taluk)
(Supplemental P2 and P3 are impleaded and amended
as per order in IA1/2025 and 2/2025 dated 26.09.2025)

Plaintiffs

And:-

1. Leela, 71 years, W/o Balakrishnan Nair,
Vallikunnu amsom desom and post
PIN 673314, Tirurangadi Taluk,
2. Unnikrishnan.P, 54 years. S/o Balakrishnan Nair,
Vallikunnu amsom desom and post
PIN 673314, Tirurangadi Taluk,
3. Usha.P, 52 years, W/o Rajendaran
Vadakkumbattkulam House, Mannur amsom desom
P.O.Mannur, PIN 673328, Kozhikode Taluk
4. Rama.P, 48 years, W/o Suresh, Pittakkode House
Velliyampuram, Nannambra amsom desom,
P.O.Theyyalungal, PIN 676320, Tirurangadi Taluk
5. Geetha.P, 45 years, W/o Sunilkumar,
Kizhakke Ponnattoil, Ramanattukara amsom desom,
P.O.Farook Colledge, PIN 673632, Kozhikode Taluk
6. Kamalamma, 64 years, W/o Velayudhan Nair,
Kuttasseri House, Parappuram Trikkulam amsom
desom, P.O.Pantharangadi, PIN 676306, Tirurangadi Taluk
7. Radhamma, 62 years, W/o Rajan Nair,
Nediyamparambil Marakkar Veetil, Ariayllur amsom
desom, P.O.Ariyallur, PIN 676312, Tirurangadi Taluk

Defendants

This suit coming on the day of 27th day of March, 2026 for final hearing before me in the presence of Sri.K.P.Chandran, Advocate for the plaintiff and of Smt.N.P.Saritha, Advocate of the defendant and having stood over to this day for consideration, the court delivered the following:-

JUDGMENT

This is a suit for partition.

2. Plaintiff's averments in brief are as follows:- Narayanikutty Amma is the sister of plaintiff, 6th and 7th defendants 6,7 and one Balakrishnan Nair. Item Nos.3 and 9 in the partition deed No.1977/1992 was set apart to the share of Narayanikutty Amma. The shares were allotted as per the said partition deed to plaintiff, defendants 6 and 7 and Balakrishnan also. Narayanikutty Amma was a mentally retarded person. Narayanikutty Amma died on 18.06.2019. Their father and mother died prior to death of Narayanikutty Amma. Narayanikutty Amma was also unmarried and had no children. The plaintiff, defendants 6, 7 and Balakrishnan were the only legal heirs of Narayanikutty Amma. The plaintiff had requested for partition several times to the defendants. But the defendants were not ready. Hence the suit.

3. Balakrishnan died. His legal heirs are defendant Nos.1 to 5. Pending suit the plaintiff died so his legal heir was impleaded.

4. Summons were duly served on the defendants. They entered in appearance and filed written statement admitting the plaintiff's claim. From the side of the plaintiff PW1 was examined and Exhibit A1 document was marked. Exhibit A1 is the partition deed No.1992/1977. Plaintiff's case is proved as admitted by defendants and also the oral testimony of PW1 and Exhibit A1 document. Therefore a preliminary decree is to be passed as sought for in the plaintiff's plea.

In the result, preliminary decree is passed as follows:-

- a) The plaintiff's schedule property shall be divided into 4 equal shares by metes and bounds.

- b) The 1st plaintiff is no more , his legal heirs plaintiffs 1 and 2 are entitled to 1/4 share over the plaint B schedule property.
- c) The defendants are jointly entitled to 3/4 shares over the plaint B schedule property.
- d) Any of the parties can apply for passing of final decree on payment of requisites court fees.
- e) Cost of the suit shall come out of the estate.
- f) Any of the parties shall apply for a final decree application within a period of 2 months.

Dictated to the Confidential Assistant, transcribed by her, corrected and pronounced by me in open court, this the 30th day of March, 2026.

Munsiff

Appendix

Plaintiff's witnesses :

PW1- Aneesh

Plaintiff's Exhibits

A1- 23.09.1997 Certified copy of Partition deed No.1993/1997
SRO, Parappanagnadi

Defendant's Witnesses: Nil

Defendants Exhibits:- Nil

Court's Exhibits:- Nil:

Munsiff