

IN THE COURT OF THE MUNSIFF, THIRUVALLA.

Present: Smt. Veena V.S., Munsiff.

Wednesday the 27th day of October, 2021

05th Karthika, 1943.S.E

OS No. 242/2013

Between:-

1. Mariamma Ninan, aged 63, W/o M.V. Ninan,
Mundaplakkamannil, Kunnamthanam Muri,
Kunnamthanam Village, Mallappally Taluk.
Represented by her Power of Attorney Holder:
Joseph Ninan, aged 38, S/o M.V. Ninan,
Mundaplakkamannil, Kunnamthanam Muri,
Kunnamthanam Village, Mallappally Taluk.
Pathanamthitta District.

(By Adv.V. Jinachandran)

} Plaintiff

And

1. Abraham John, aged 78, S/o Abraham, (Died)
Vezhakulathu, Puthussery Muri,
Kallooppara Village, Mallappally Taluk.
2. Annamma John @ Leelamma John, W/o Abraham John,
Vezhakulathu, Puthussery Muri,
Kallooppara Village, Mallappally Taluk.
3. Cherian Varghese, aged 44, S/o Varghese Geevarghese,
Kandathil Veedu, Kunnamthanam Muri,
Kunnamthanam Village, Mallappally Taluk.

} Defendants

Addl.4 John J Abraham, S/o Abraham John,
Vezhakulathu, Puthussery Muri,
Kallooppara Village, Mallappally Taluk.

(Addl. D4 was impleaded as the legal heir of deceased
D1 as per the order in IA No. 3239/2017 dated 12.02.19)

(Exparte)

This suit coming on for hearing on 27.10.2021 and on the same day the Court delivered the following:

JUDGMENT

Today also the defendants absent. No representation even if the case is posted for cross examination with last chance. Hence defendants set exparte. From the side of Plaintiff proof affidavit filed, Ext. A1 to A4, C1, C1(a) marked. Heard the plaintiff. The affidavit and documents proved the case of the plaintiff.

In the result, the suit is decreed with costs by restraining defendants 1 and 2 and their men from trespassing into plaint schedule property or from making any construction of southern boundary of their property by annexing portions from the plaint schedule property or from destroying the boundaries of plaint schedule property or from interfering in any manner with the peaceful possession and enjoyment of the property by the plaintiff and from committing any waste therein by a decree of permanent prohibitory injunction.

Pronounced by me in open court on this the 27th day of October, 2021.

Sd/-

VEENA V S,
MUNSIFF

<u>APPENDIX</u>		
<u>Exhibits marked for the plaintiffs</u>		
A1	:	Power of Attorney executed by Mariamma Ninan to Joseph Ninan dated 25.09.2021
A2	:	Certified copy of Sale Deed No. 1854/I/2012 of Mallappally SRO
A3	:	Tax Receipt No. 2081095 dated 20.11.2012 of Kallooppa Village Office
A4	:	Certified Copy of Complaint in OS 298/2021 of the Munsiff's Court, Thiruvalla
<u>Court Exhibits</u>		
C1	:	Commission Report prepared and submitted by Commissioner Adv. Mini Thomas on 28.05.2013
C1(a)	:	Rough Sketch prepared and submitted by Commissioner Adv. Mini Thomas on 28.05.2013

Id/-
MUNSIFF

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FAIR/COPY OF JUDGMENT IN
O.S. No.242/2013
DATED : 27.10.2021
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