

IN THE COURT OF THE MUNSIFF, KODUNGALLUR.

Present:- Smt.Karthika.K., Munsiff.

Monday, the 16th day of March, 2026/ 25th Phalgunam, 1947.

O.S.387/2025

Plaintiffs:-

Kalyanadayini Sabha, Anappuzha Desom, Methala Village,
Kodungallur Taluk, The firm Rep by

1. President: N.K.Thankaraj, Aged 62 years, S/o Nottarasseril Kesavan, Anappuzha P.O, Methala Village, Kodungallur Taluk.
2. Vice President: K.B.Sivaprasad, Aged 64 years, S/o.Kizhakkedath Parambu Bhaskaran, Anappuzha P.O., Methala Village, Kodungallur Taluk.
3. Secretary: K.N.Jyothish, Aged 52 years, S/o.Kudilingaparambil Narayanan, Anappuzha P.O., Methala Village, Kodungallur Taluk.
4. Treasurer: N.C.Radhakrishnan, Aged 57 years, S/o.Nottant Parambil Chandran, Anappuzha P.O., Methala Village, Kodungallur Taluk,

By Adv.T.G.Shaju, K.V.Mohanlal & Haritha Cheeran.K.H.

Defendants:-

1. Asokan, Aged 64 years, S/o.Njarekkattu Krishnan, Edakochi Village, Kochi Taluk, Ernakulam District.
2. Selvaraj, Aged 53 years, S/o.Manappurath Manoharan, Edakochi Village, Kochi Taluk, Ernakulam District.

Exparte

This suit coming on this day for hearing before me, the court on the same day passed the following:

JUDGMENT

Suit for realisation of money.

2. **The plaint averments in brief is as follows:** Plaintiff is a sabha which is dealing with money transaction. The defendants are the subscribers of kuri conducted by plaintiff. Defendants received kuri amount in auction agreeing to repay the amount with interest and executed a kuri agreement by creating charge over the salary of 2nd defendant on 9.12.2014. But when the defendants defaulted payments from 32nd installment. Hence the plaintiff issued a lawyer notice on 28.2.2022 to the defendants, even then the defendants did not pay off the defaulted installments. Hence the suit.

3. Defendants remained absent and hence they were set exparte.

4. The Vice President of plaintiff firm filed proof affidavit and Exts. A1 to A5 documents marked. Ext.A1 is the kuri agreement dated 9.12.2014. Ext.A2 is the copy of lawyer notice. Exts. A3 series are the postal receipts. Ext.A4 is the acknowledgment card and Ext.A5 is the unclaimed notice with AD card. The evidence on record would show that the defendants received kuri amount from the plaintiff firm. Since the defendants remained ex parte, the affidavit and documents filed by the plaintiff remained unchallenged and there is nothing to discredit the evidence adduced by the plaintiff. Hence

plaintiff is succeeded in proving its case with cogent and reliable evidence.

In the result, the suit is decreed as follows:-

a) The defendants shall pay an amount of Rs.1,33,700/- (One Lakh Thirty Three Thousand Seven Hundred) to the plaintiff with an interest @ 12% per annum from the date of suit till the date of decree and thereafter with an interest @ 6% per annum on the decree amount till realization.

b) The defendant shall pay entire costs of the suit to the plaintiff.

(Dictated to the Confdl.Asst., transcribed by her corrected by me and pronounced in open court on this the 16th day of March, 2026)

Sd/-
KARTHIKA.K,
MUNSIFF.

APPENDIX

Plaintiff's Exhibits:

A1	-	09.12.2014	-	Kuri Agreement
A2	-	28.02.2022	-	Copy of Lawyer Notice
A3series-	-	28.02.2022	-	Postal Receipts
A4	-		-	Acknowledgment Card
A5	-		-	Unclaimed Notice with A/D Card

Defendant's Exhibits:

- Nil.

Court Exhibits :

- Nil.

Plaintiff's Witness:

- Nil.

Defendant's Witness:

- Nil.

Id/-
MUNSIFF.

Copied by: pn

Compared by:

/True Copy/