

**IN THE COURT OF THE MUNSIF, ATTINGAL
PRESENT: SRI. SANTHOSH KUMAR. N, MUNSIF
SATURDAY 16th MARCH, 2024 / 3rd CHAITHRA, 1946**

IA No. 02/2022 in OS No. 436/2017

Petitioners:

1. Vilasini, D/o Kunjamma, now residing at Charuvila Puthen Veedu, Cheeppu Vayal Desom, Anchal, Kollam Dist. From Valan Pacha Puthen Veedu, Aroor Desom, Kilimanoor Village, Chirayinkeezhu Taluk.
2. Sreemathi, D/o Kunjamma, residing at Valan Pacha Puthen Veedu, Aroor Desom, Pongandau, Kilimanoor Village, Chirayinkeezhu Taluk. (Died)
3. Usha, W/o Muraleedharan, Valan Pacha Puthen Veedu, Aroor Desom, Ponganadu, Kilimanoor Village, Chirayinkeezhu Taluk.

By Advocate: Sri. S. Jayachandran

Respondents:

1. Baby, D/o Suseela, residing at Sajeew Vilasom, Aroor Desom, Ponganadu, Kilimanoor Village, Chirayinkeezhu Taluk.
2. Soman, H/o Baby, residing at Sajeew Vilasom, Aroor Desom, Ponganadu, Kilimanoor Village, Chirayinkeezhu Taluk.
3. Suseela, W/o Sekharan, Valan Pacha Puthen Veedu, Aroor Desom, Ponganadu, Kilimanoor Village, Chirayinkeezhu Taluk.
4. Muraleedharan, aged 48 years, now 41 Battalion, Bhopal, Madhyapradesh, From Valan Pacha Veedu, Aroor Desom, Kilimanoor Village, Chirayinkeezhu Taluk.

D1 to D3 By Advocate: Sri. Bilahari. G. R

D4 – By Advocate: Siju Kamalasan

This petition is having been finally heard on 16.03.2024 and the court on the same day passed the following:

ORDER

The reason stated in the application for not filing the application to implead the legal-heirs is that the petitioner out of grief could not bring the petition on time. The outbreak of Covid-19, is another reason highlighted for delay. Both the above reasons are not

satisfactory. However mere delay in filing the petition shall not be a reason for ensuring substantive justice. Petition is therefore allowed, but on terms of cost Rs.1000/- to the respondent/ defendant for compensating their hardship. Pay cost on or before 08/04 failing which the application shall stand dismissed.

Pronounced in open Court on this the 16th day of March, 2024.

Sd/-
SANTHOSH KUMAR. N
MUNSIFF

Appendix: Nil

Id/-
MUNSIFF

// True copy//

Typed by: Lasitha
Compared by: Sheena.K

SWATHI. R. KRISHNAN
MUNSIFF
(For Santhosh Kumar. N, Munsiff)