

IN THE COURT OF THE III ADDL. SUB JUDGE, KOZHIKODE
Present: Sri. Sidhik. K, III Additional Sub Judge

Friday, the 30th day of January, 2026

I.A.No. 2/2026 IN OS No.23/2026

Between:-

The Malabar Produce & Rubber Co Ltd.
 A Public Limited Company,
 Represented by its Director,
 Authorised Representative,
 The Company's, registered office at Thamaracheri, Kozhikode 673573

Petitioner/
Plaintiff

And:-

1. Shobal Thomas Abraham,
 S/o Thomas Boban Abraham,
 Aged 38 years, Block No.9 Flat No. 2731,
 KSHB Colony Kacheri amsom, desom, Kozhikode-673006.
2. Abbas K M, S/o Marakkar Age not known,
 Kooliyad House Pullat, Kattipara Thamarassery,
 Kozhikode 673573
3. Sunil P.M., S/o Mathai, Aged 54 years,
 Puthiyedath House, Puduppadi P.O, Kozhikode 673586
4. Jacob Francis, S/o. Francis, Aged 70 Years,
 Kattipara Chakochans House, Kattippara,
 Kedavur, Kerala-673573
5. Karuppanchery Yasar Arafath,
 S/o. Muhammed Unni, Aged 39 Years,
 6/452 B, Opposite Nilambur Teak Museum, CNG Road,
 Nilambur, Malappuram - 679 329.
6. Usman, S/o. Poondala Muhammed, Aged 50 years
 Chandakunnu P.O. Nilambur Amsom Desom,

Respondents/
Defendants

Respondents/
Defendants

7 Nilambur Kerala-679329.
Thomas Boban Abraham, S/o, M.O. Thomas Aged 71
years, Block No. 9. Flat No.2731, KSHB Colony Kacheri
amsom, desom, Kozhikode-673 006.

This petition coming on this day for hearing before me in the presence of
Smt. K. Lakshmi Advocate for Petitioner and this court passed the following.

ORDER

Petition filed under Order XXXIX Rule 1, 2 r/w 151 of C.P.C.

2. Heard. I perused the plaint, petition, affidavit and documents
and I am satisfied that a prima facie case is made out in the petition. If
notice is issued, the delay occasioned by the same would defeat the very
purpose of this I.A. Hence this I.A is allowed as follows :-

1. Respondents and their men shall not trespass into
plaint schedule properties until further orders.
2. Respondents and their men shall not cut and remove
rubber trees and shall not extract latex
from it until further orders.
3. Comply Order XXXIX Rule 3. Issue Notice.

(Dictated to the CA, typed by her, corrected and pronounced by me in the
open court, this on the 30th day of January, 2026).

Sd/-

III ADDITIONAL SUB JUDGE

Witness and Exhibits on either side : Nil

Sd/-

III ADDITIONAL SUB JUDGE

//True copy//

III ADDITIONAL SUB JUDGE

Fair/Copy of order in
I.A.No. 2/2026
OS 23/2026
Dated : 30.01.2026