

IN THE COURT OF THE SUBORDINATE JUDGE, KOZHIKODE

Present:- Smt.Vandana R, II Addl Sub Judge

Friday, the 13th day of March, 2026.

OS 216/2023

Between:

- | | |
|--|--|
| <ol style="list-style-type: none"> 1. Sudha Mohandas, W/o.Mohandas, Aged 71 years, presently residing at 964, Washington Valley Road, Basking Ridge, N.J.07920, USA Rep by her PoA Holder Mohana Bhuvanendran, W/o.Bhuvanendran, Aged 74 years, "Navadeepam", Green Ripple Road, Swamipadi, Elamakara, Eranakulam - 682026 2. Mohana Bhuvanendran, W/o.Bhuvanendran, Aged 74 years, "Navadeepam", Green Ripple Road, Swamipadi, Elamakara, Eranakulam - 682026 | <div style="border-left: 1px solid black; height: 100px; margin: 0 10px;"></div> Plaintiffs |
|--|--|

And:

- | | |
|--|--|
| <ol style="list-style-type: none"> 1 Beena Bose, W/o.Bose, Bhavana, Aged 77 years, Manakkal Paramba Lane, Azad Road, Kaloor, Eranakulam - 682017 2 Sobha Sahadevan, aged 73 years, W/o.K.V.Sahadevan, Presently at C/o.Anil Mathew, Chettupuzha house, East Hill road, Behind Asianet office, P.O.West Hill, Kacheri amsom and desom, Kozhikode Taluk and District 3. Santhosh Bhaskar, Aged 70 years, S/o.Eramballi Bhaskaran, Residing at 'Saroj Vihar' 50/1507,0op Near YWCA Kannur Road, Nadakkavu PO, Kozhikode Taluk and District | <div style="border-left: 1px solid black; height: 100px; margin: 0 10px;"></div> Defendants |
|--|--|

This suit coming on this day for hearing before me in the presence of Sri. P.P.Rajeev Laxman, Sri.Abhilash K.M, Smt.Subina T.P, Smt.Farida K.P and Smt.Baseena R Advocates for Plaintiffs and Sri.N.Manoj Advocate for D1 and Sri.K.B.Sivaramakrishnan Advocate for D2 and Sri.K.B.Sahasranaman and Sri.Muhammed Hussain Advocate for D3 and the court delivered the following:

Counter Claim**Between:**

Sobha Sahadevan, aged 73 years,
W/o.K.V.Sahadevan, Presently at C/o.Anil Mathew,
Chettupuzha house, East Hill road, Behind Asianet
office, P.O.West Hill, Kacheri amsom and desom,
Kozhikode Taluk and District

Petitioner

And:

- 1 Sudha Mohandas, Aged 71 years, W/o.Mohandas,
Aged 71 years, presently residing at 964, Washington
Valley Road, Basking Ridge, N.J.07920m USA Rep by
her PoA Holder Mohana Bhuvanendran,
W/o.Bhuvanendran, Aged 74 years, "Navadeepam",
Green Ripple Road, Swamipadi, Elamakara,
Ernakulam - 682026
- 2 Mohana Bhuvanendran, W/o.Bhuvanendran, Aged 74
years, "Navadeepam", Green Ripple Road,
Swamipadi, Elamakara, Ernakulam - 682026
- 3 Beena Bose, W/o.Bose, Bhavana, Aged 77 years,
Manakkal Paramba Lane, Azad Road, Kaloor,
Ernakulam - 682017
- 4 Santhosh Bhaskar, Aged 70 years, S/o.Eramballi
Bhaskaran, 'Saroj Vihar' 50/1507 Near YWCA
Kannur Road, Nadakkavu PO, Kozhikode Taluk and
District

Defendants

This counter claim coming on this day for hearing before me in the presence of Sri.K.B.Sivaramakrishnan Advocate for Petitioner and Sri. P.P.Rajeev Laxman, Sri.Abhilash K.M, Smt.Subina T.P, Smt.Farida K.P and Smt.Baseena R Advocates for R1 and R2 and Sri.N.Manoj Advocate for R3 and and Sri.K.B.Sahasranaman and Sri.Muhammed Hussain Advocate for R4 and the court passed the following:

J U D G M E N T

Suit for partition.

2. After the appearance of parties, the matter was referred to mediation and it is settled. As per the terms of settlement, the third defendant has relinquished his claim right and title in the plaint schedule property. Plaintiff's No. 1 and 2 and defendant's No. 1 and 2 have agreed to sell the plaint schedule property and share the proceeds in four equal shares between the plaintiff's No. 1 and 2 and defendant's No. 1 and 2. Defendants No. 1 and 2 have further agreed to relinquish all their claim right and title over the property and house therein scheduled in the counter claim of defendant No.2 thereby accepting the bequest made by their mother Sarojini as per Will registered as Document No. 86/1994 before SRO Kozhikode. The plaintiffs have also not raised any claim over the property scheduled in the counter claim of the written statement of the second defendant. It is further agreed that the plaintiffs and defendants No. 1 and 2 shall take the initiative to sell the plaint schedule property. The parties further agree to pass a preliminary decree in accordance with the terms in the mediation agreement.

3. I have gone through the terms of settlement arrived at by the parties and I am satisfied that it is lawful and for the benefit of the parties. Hence, the mediation agreement is accepted and a preliminary decree is passed as follows:

- (a) Plaintiff schedule property shall be divided into 4 equal shares.
- (b) Plaintiffs No. 1 and 2 and defendants No. 1 and 2 are entitled to 1/4 share each in the plaintiff schedule property.
- (c) Counter claim schedule property is allotted to the share of defendant No. 3.
- (d) Mediation agreement shall form part of the decree.
- (e) Refund Court fee and LBF as per rules.

(Dictated to the Confidential Asst., typed by her, corrected and pronounced by me in the open court, this the 13th day of March, 2026).

Sd/-

II ADDITIONAL SUB JUDGE

No oral or documentary evidence on both sides.

Sd/-

II ADDITIONAL SUB JUDGE

vpv