



2025:KER:21862

RFA NO. 615 OF 2012

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE A. BADHARUDEEN

FRIDAY, THE 14TH DAY OF MARCH 2025 / 23RD PHALGUNA, 1946

RFA NO. 615 OF 2012

AGAINST THE DECREE AND JUDGMENT DATED 23.12.2011

IN OS NO.808 OF 2009 OF I ADDITIONAL SUB COURT,

ERNAKULAM

APPELLANT IN RFA/PLAINTIFF IN OS:

M.JAYALAKSHMI
AGED 68, W/O.LATE SREEDHARAN,
EMBRANTHIRI, RESIDING IN HOUSE NO. 29/170
(OLD NO. 48/506), EDAPALLY SOUTH VILLAGE,
ELAMAKKARA DESOM, KOCHI CORPORAITON,
PIN -682 026.

BY ADV SRI.K.GOPALAKRISHNA KURUP (SR.)

RESPONDENT IN RFA/DEFENDANT OS:

P.V.SEETHARAM
AGED 46, S/O. LATE VASUDEVA RAO,
RESIDING AT VASANT NIVAS,
KARUVELI PADY, KOCHI TALUK,
CORPORATION OF KOCHI,
KOCHI - 682 005.

BY ADV SRI.VPK.PANICKER

THIS REGULAR FIRST APPEAL HAVING COME UP FOR
HEARING ON 14.03.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:



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JUDGMENT

Dated this the 14th day of March, 2025

This regular first appeal has been filed under Section 96 r/w Order XLI Rule 1 of the Code of Civil Procedure, challenging the judgment and decree dated 23.12.2011 in O.S.No.808/2009 on the files of the Sub Court, Ernakulam. The appellant herein is plaintiff in the Suit.

2. No representation for the appellant. The learned counsel for the respondent would submit that the appellant died on 28.03.2024. Submission is recorded. Since no impleadment carried out so far and no representation for the appellant, this appeal stands dismissed as abated.

All interlocutory applications pending in this regular first appeal stands dismissed.

Registry shall inform this matter to the trial court for information.

**Sd/-
A. BADHARUDEEN
JUDGE**

nkr