



2025:KER:30400

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

&

THE HONOURABLE MRS. JUSTICE M.B. SNEHALATHA

TUESDAY, THE 8TH DAY OF APRIL 2025 / 18TH CHAITHRA, 1947

MAT.APPEAL NO. 229 OF 2024

**AGAINST THE JUDGMENT DATED 19.01.2022 IN OP NO.572 OF 2017
OF FAMILY COURT, KOZHIKODE**

APPELLANT/PETITIONER IN OP

**K.A. JOY, AGED 71 YEARS, S/O LATE ABRAHAM
RESIDING AT KADUKANMACKAL HOUSE, LUCKY HILL,
MEPPADI P.O., WAYANAD, PIN - 673577**

**BY ADVS.
NIRMAL V NAIR
ENCIL K. SABU
NESILI NAZEER**

RESPONDENT/RESPONDENT IN OP:

**OMANA JOY, AGED 66 YEARS, W/O K.A. JOY
JOY LAND, KARAPPARAMBU P.O., VENGARI,
KOZHIKODE, PIN - 673010**

**BY ADVS.
PHILIP T.VARGHESE
THOMAS T.VARGHESE(K/000516/1995)
ACHU SUBHA ABRAHAM(K/001758/1999)
V.T.LITHA(K/278/2006)
K.R.MONISHA(K/915/2013)
JIJO PAUL KALLOOKKARAN(K/212/2006)**

**THIS MATRIMONIAL APPEAL HAVING COME UP FOR ADMISSION ON
08.04.2025, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

**JUDGMENT**

Devan Ramachandran, J.

It is stated by Sri.Nirmal V. Nair – learned counsel for the appellant, that his client is not pressing this Appeal because, pending this matter, both sides have filed O.P.No.544/2025 before the learned Family Court, Kozhikode, for divorce through mutual consent.

In the afore circumstances, this Appeal is dismissed as being not pressed; however, leaving liberty to the parties to invoke and pursue every remedy that may be available in law, *dehors* the findings of the learned Family Court in the judgment and decree impugned herein.

Sd/-

DEVAN RAMACHANDRAN

JUDGE

Sd/-

M.B. SNEHALATHA

JUDGE