



2025:KER:15257

[Mat.Appeal Nos.580/2024, 129/2024]

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

&

THE HONOURABLE MRS. JUSTICE M.B. SNEHALATHA

FRIDAY, THE 21ST DAY OF FEBRUARY 2025 / 2ND PHALGUNA, 1946

MAT.APPEAL NO. 580 OF 2024

AGAINST THE JUDGMENT DATED 21.12.2023 IN OP(OTHERS) NO.1279
OF 2018 OF FAMILY COURT, KOLLAM

APPELLANT/PETITIONER:

TELEESHA,
AGED 41 YEARS
D/O. SOBHA, PURAMPOKKU (FEMI NIVAS), VADDY, KOLLAM
WEST, KOLLAM. NOW RESIDING AT SANNIDHANAM, PULLANKULAM,
AREEPARAMBU, CHERTHALA SOUTH, ALAPPUZHA DISTRICT., PIN
- 686501

BY ADV K.L.LAKSHMI RANI

RESPONDENTS/PETITIONER:

- 1 ANIL,
AGED 48 YEARS, S/O. ABDUL VAHID, 800, KELAMANGALAM
APARTMENT, THATHAMPALLI P. O., ALAPPUZHA., NOW RESIDING
AT SANNIDHANAM, PULLANKULAM, AREEPARAMBU, CHERTHALA
SOUTH, PIN - 688539
- 2 RAJALEKSHMI @NISHA,
AGED 46 YEARS, D/O. PANKAJAKSHAN NAIR, 140 A(8/188),
SANNIDHANAM, AREEPARAMBU, CHERTHALA SOUTH P. O,
ALAPPUZHA DISTRICT., PIN - 688539
- 3 GOPALAKRISHNA PANICKER,



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AGED 51 YEARS, S/O. DAMODARAN NAIR, VADAKKETHAYIL
VEEDU, CHERTHALA SOUTH P. O., ALAPPUZHA DISTRICT., PIN
- 688539

BY ADVS.

K.SIJU

ANJANA KANNATH(K/939/2014)

MARIYA JOSE (K/004011/2023)

THIS MATRIMONIAL APPEAL HAVING COME UP FOR ADMISSION ON
21.02.2025, ALONG WITH Mat.Appeal.129/2024, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:



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[Mat.Appeal Nos.580/2024, 129/2024]

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

&

THE HONOURABLE MRS. JUSTICE M.B. SNEHALATHA

FRIDAY, THE 21ST DAY OF FEBRUARY 2025 / 2ND PHALGUNA, 1946

MAT.APPEAL NO. 129 OF 2024

AGAINST THE JUDGMENT DATED 21.12.2023 IN OP(OTHERS) NO.1279
OF 2018 OF FAMILY COURT, KOLLAM

APPELLANT/PETITIONER:

ANIL
AGED 41 YEARS
S/O.ABDUL VAHID, 800, KELAMANGALAM APARTMENT,
THATHAMPALLI P.O, ALAPPUZHA DISTRICT, PIN: 688013 NOW
RESIDING AT SANNIDHANAM, PULLANKULAM, AREEPARAMBU,
CHERTHALA SOUTH, ALAPPUZHA DISTRICT, PIN - 688524

BY ADVS.
K.SIJU
S.ABHILASH
ANJANA KANNATH
ASWATHY VIJAYAKUMAR
MARIYA JOSE

RESPONDENT/PETITIONER:

TELEESHA
AGED 41 YEARS
D/O.SOBHA, PURAMPOKKU (FEMI NIVAS), VADDY, KOLLAM WEST,
KOLLAM, PIN - 691013

THIS MATRIMONIAL APPEAL HAVING BEEN FINALLY HEARD ON 21.02.2025,
ALONG WITH Mat.Appeal.580/2024, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:

**JUDGMENT****DEVAN RAMACHANDRAN (J)**

When this matter was called today, the learned counsel for both sides were *ad idem* that all disputes between their clients have been settled under the aegis of the Mediation Centre, High Court of Kerala.

2. We notice that a Report has been placed before us by the Nodal Officer of the Mediation Centre, containing the original of the Memorandum of Settlement between the parties.

3. We have examined the afore Memorandum of Settlement and notice that it has been subscribed to by the parties and signed by their learned counsel. We, therefore, see no reason not to accept the same.

In view of the afore settlement, we allow OP(others)1279/2018 before the learned Family Court, Kollam as prayed for; however ordering that its execution will stand deferred, as long as the



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[Mat.Appeal Nos.580/2024, 129/2024]

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terms as agreed between the parties are complied with. Once the terms are so fully complied with, the decree will stand fully discharged.

At this time, the learned counsel for the parties submitted that the time fixed for payment as per Clause No.3 of the Memorandum of Settlement is 20.02.2025, but that both sides have agreed that this can be paid not later than 05.03.2025. This is recorded.

As regards the filing of the mutual consent petition before the learned Family Court, the learned counsel for both sides say that this will be done within a period of one month from today. This is also recorded.

Sd/-
DEVAN RAMACHANDRAN
JUDGE

Sd/-
M.B. SNEHALATHA
JUDGE

SAS



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[Mat.Appeal Nos.580/2024, 129/2024]

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APPENDIX OF MAT.APPEAL 129/2024

PETITIONER ANNEXURES

Annexure A1

THE COPY OF ORDER DATED 13.3.2024 IN I.A
7/2024 IN OP NO.1279/2018 ON THE FILE OF
FAMILY COURT, KOLLAM

532
RJ

ERNAKULAM MEDIATION CENTRE

(HIGH COURT HALL)

(2nd floor, above SBI, High Court Building, Ernakulam, Kochi-31. (Ph:0484-2562238)

10/21/01/2025
EMC/Reg No. 86/25

Dated 21/1/2025

From

The Nodal Officer,
High Court Mediation Centre.

To

The Registrar (Judicial)
High Court of Kerala, Ernakulam.

Sir,

Sub : Mediation of case referred by the Hon'ble High Court of Kerala -
reg.

Ref : Referral Order In Mat. Appeal 580/24 dtd 129/2024
dated 06/01/2025 of the Honorable High Court of Kerala

WPA
I am to forward herewith Report of the Mediator in the matter along
with the enclosures for information and necessary action.

Yours Faithfully,

MT Jones
Nodal Officer,
Ernakulam Mediation Centre

- Encl:- 1. Report of the Mediator, Settlement Agreement
2. Copy of the referral order dated 06/01/2025 of the High Court of Kerala.
3. Copy of the Petition

BEFORE THE HONOURABLE HIGH COURT OF KERALA

AT ERNAKULAM

Mat Appeal. Nos. 580 of 2024 c/w 129 of 2024

Teleesha : Appellant.

Vs.

Anil & Others : Respondents

REPORT SUBMITTED BY THE MEDIATOR

Mediated, matter is settled.

Terms and conditions are attached herewith.

Dated this the 20th day of January, 2025



Adv. Chandralekha M.
Mediator
Ernakulam Mediation Centre

BEFORE THE HONOURABLE HIGH COURT OF KERALA AT ERNAKULAM

Mat Appeal. Nos. 580 of 2024 c/w 129 of 2024

Teleesha : Appellant

Vs.

Anil & Others : Respondents

MEMORANDUM OF AGREEMENT UNDER SECTION 89 OF THE CODE OF CIVIL PROCEDURE READ WITH RULES 24 & 25 OF THE CRIMINAL PROCEDURE (ALTERNATIVE DISPUTE RESOLUTION), RULES, 2008

Both parties agreed to settle the matter on the following terms and conditions:-

1. The 1st respondent in MA No.580/2024 agreed to pay an amount of Rs.26,00,000/- (Rupees Twenty six lakhs only) towards full and final settlement of dispute to the Appellant.

2. The 1st respondent has agreed to transfer Rs.10,00,000/- (Rupees Ten lakhs only) to the Account of the Appellant maintained by her in SBI, Thankassery Branch, A/C No.32164956347 on today (20/01/2025) as the first installment.

MA No.580/2024

Appellant

Teleesha



Respondents

1. Anil



2. Rajalekshmi @ Nisha



3. Gopalakrishna Panicker



MA No. 129/2024

Appellant

Anil



Respondent

Teleesha



3. Out of the balance amount of Rs.16,00,000/- (Rupees sixteen lakhs only), Rs.10,00,000/- (Rupees Ten lakhs only) will be transferred on or before 20/02/2025 as the second installment.

4. The balance amount of Rs.6,00,000/- (Rupees six lakhs only) will be paid at the time of giving statement in the joint petition that will be filed before the Family Court, Kollam or before this Hon'ble Court under Sec 28 of Special Marriage Act.

5. The MA No.129/2024 filed by the 1st respondent will also be disposed as settled as per this mediation agreement.

6. The Appellant has agreed to withdraw from prosecuting CC No.198/2019 on the file of JFMC-III, Kollam (Crime No.502/2018 of Pallithottam Police Station). She has agreed to sign Settlement, Affidavit in the above, case so as to enable the respondents to quash the Criminal proceedings before this Hon'ble Court u/s 528 of BNSS.

MA No.580/2024

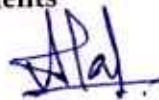
Appellant

Teleesha



Respondents

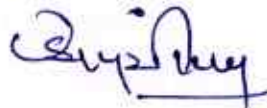
1. Anil



2. Rajalekshmi @ Nisha



3. Gopalakrishna Panicker



MA No. 129/2024

Appellant

Anil



Respondent

Teleesha



7. The Appellant and the 1st respondent has agreed to file Joint Petition for Divorce u/s 28 of Special Marriage Act before this Hon'ble Court or before the Family Court, Kollam.

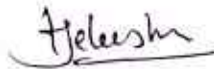
8. Appellant/Teleesha has agreed to express her no objection before the Family Court, Kollam to the petition for lifting attachment in OP (others) No.1279/2018 to be filed by the respondents herein.

9. Both parties agreed not to make any further proceedings or claims against each other in future pertaining to the Matrimonial disputes involved in OP (others) No.1279/2018 pending before Family Court, Kollam and CC. No.198/2019 (Crime No.502/2018 of Pallithottam Police Station) under file of JFMC-III, Kollam.

MA No.580/2024

Appellant

Teleesha



Respondents

1. Anil



2. Rajalekshmi @ Nisha



3. Gopalakrishna Panicker



MA No. 129/2024

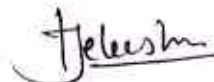
Appellant

Anil



Respondent

Teleesha



10. On receipt of the 1st installment of Rs.10,00,000/- (Rupees Ten lakhs only) the Appellant shall swear and sign affidavit to quash the proceedings in CC. No.198/2019 pending before JFMC-III, Kollam.

11. If any of the parties in these cases makes any default, both the parties are at liberty to execute the terms of the agreement as per Law.

12. As per the settlement executed between the parties this Hon'ble Court may be pleased to dispose MA No.580/2024 and MA No.129/2024 respectively.

Dated this the 20th day of January, 2025.

MA No.580/2024

Appellant

Teleesha

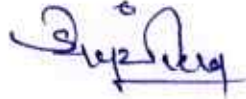


Respondents

1. Anil

2. Rajalekshmi @ Nisha

3. Gopalakrishna Panicker



MA No. 129/2024

Appellant

Anil



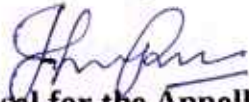
Respondent

Teleesha



Counsel for the Appellant

K.L. LAKSHMI RANI
K/603/1993



Counsel for the Respondents

Adv. Siju Kamalasanan
K 658/94



The above Settlement Agreement is authenticated by me.

Adv. Chandralekha M (Mediator) 



VERIFICATION

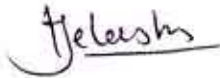
We, the parties above named, do hereby solemnly state and declare that what is mentioned above are true to the best of our knowledge, information and belief.

Dated this the 20th day of January, 2025.

MA No.580/2024

Appellant

Teleesha

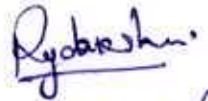


Respondents

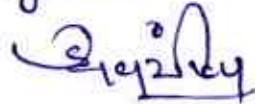
1. Anil



2. Rajalekshmi @ Nisha



3. Gopalakrishna Panicker



MA No. 129/2024

Appellant

Anil



Respondent

Teleesha

