

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

CIVIL APPEAL NO(s). 1205 OF 2003

KUNJIKUTTIAMMA CHANDRAMATHIAMA (D)BY LRS Appellant (s)

VERSUS

KUNJIJUTTIAMMA PANKAJAKSHIAMMA & ORS. Respondent(s)

Date: 22/07/2010 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU  
HON'BLE MR. JUSTICE T.S. THAKUR

For Appellant(s) Mr. M.T. George,Adv.  
Ms. Smitharani M.R., Adv.

For Respondent(s) Mr. M.P. Vinod,Adv.  
Mr. Nishe Rajen Shonker ,Adv

UPON hearing counsel the Court made the following  
O R D E R

The Appeal is disposed of.

( Rajesh Dham )  
Court Master

( Indu Satija )  
Court Master

(signed order is placed on the file)  
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s). 1205 OF 2003

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O R D E R

Heard the learned counsel for the parties.

The Appeal has been filed against the impugned judgment  
of the High Court Kerala dated 05.02.2001.

Respondent No. 1 herein, who is the plaintiff, has

filed the suit in question out of which these proceedings arise. It has been stated by the learned counsel for the respondent No. 1 that the respondent No. 1 wishes to withdraw that suit. An application for permission to withdraw O.S. No. 62/83 has also been filed in this Court. The learned counsel for the appellant has no objection to this prayer. Accordingly, the application for permission to withdraw O.S. No. 62/83 is allowed.

The Appeal is disposed of accordingly.

The impugned

judgment of the High Court and the judgments of the courts

below are set aside.

We make it clear that we are not making any observations on the merits of the case.

.....J.  
(MARKANDEY KATJU)

.....J.  
(T.S. THAKUR)

NEW DELHI  
JULY 22, 2010.