

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

FRIDAY ,THE 29TH DAY OF MARCH 2019 / 8TH CHAITHRA, 1941

OP(C).No. 1097 of 2019

AGAINST THE ORDER/JUDGMENT IN OS 544/2007 of PRINCIPAL SUB  
COURT,KOLLAM

PETITIONER:

NANDINI,  
AGED 70 YEARS,  
D/O.JAGADAMMA AMMA,  
RETIRED GOVERNMENT SERVANT,  
RESIDING AT HOUSER NO.117,  
JAYAN NAGAR, NEAR NANI MEMORIAL HOSPITAL,  
OLAYIL PALACE WARD, KOLLAM.

BY ADV. SRI.B.KRISHNA MANI

RESPONDENT:

SATHEESH,  
ANJANAM, MANAYLIKULANGARACHERRY,  
THIRUMULLAVARAM, KOLLAM- 691012.

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 29.03.2019, THE  
COURT ON THE SAME DAY PASSED THE FOLLOWING:

## JUDGMENT

After hearing the learned counsel for the petitioner, in the nature of the pleadings and the nature of peculiar reliefs sought in Ext.P4, I find no reason to interfere in Ext.P6 order, which appears to be justified. The impugned order is liable to be sustained. However, in the above circumstances, it is made clear that this will not preclude the petitioner herein from filing an appropriate application, seeking the proper reliefs.

This original petition is disposed of as above.

Sd/-

SUNIL THOMAS

JUDGE

## **APPENDIX**

### **PETITIONER'S EXHIBITS:**

EXHIBIT P1	TRUE COPY OF THE APPLICATION DATED 17.10.2018 FILED BY THE RESPONDENT.
EXHIBIT P2	TRUE COPY OF THE WILL DATED 05.07.2017.
EXHIBIT P3	TRUE COPY OF THE ORDER DATED 17.01.2019 IN I.A.NO.2/2018 IN R.F.A 821/2010 BEFORE THE HON'BLE HIGH COURT OF KERALA, ERNAKULAM.
EXHIBIT P4	TRUE COPY OF THE APPLICATION, I.A.NO.307/2019 IN O.S.NO.544/2007 BEFORE THE COURT OF SUB COURT, KOLLAM.
EXHIBIT P5	TRUE COPY OF THE APPLICATION, I.A.NO.308/2019 IN O.S.NO.544/2007 BEFORE THE SUB COURT, KOLLAM.
EXHIBIT P6	TRUE COPY OF THE ORDER DATED 18.03.2019 IN I.A.NO.307/2019 IN O.S.NO.544/2007 BEFORE THE COURT OF SUB COURT, KOLLAM.

// TRUE COPY //

PA TO JUDGE

VPK