

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

FRIDAY, THE 28TH DAY OF FEBRUARY 2020 / 9TH PHALGUNA, 1941

Tr.P(C).No.64 OF 2020

AGAINST THE ORDER/JUDGMENT IN OS 38/2018 OF I ADDITIONAL SUB  
COURT,TRIVANDRUM

PETITIONER/DEFENDANT:

B.SAINU  
AGED 47 YEARS  
ADVOCATE, D/O. LATE DR.M.K BASHEER,  
2273E,SHAHANAS-28, KADAVANTHRA,  
KOCHI-682 020, ERNAKULAM DISTRICT

BY ADV. SRI.R.SATISH KUMAR

RESPONDENTS/PLAINTIFFS:

- 1 DR.B.SUNIL  
S/O. LATE DR.M.K.BASHEER,  
T.C 3/993,MALARVADY, PARUTHIPPARA,  
MUTTADA P.O., THIRUVANANTHAPURAM-695 025
- 2 B.SHAMSUNAHAR,  
AGED 68 YEARS  
W/O. LATE DR.M.K.BASHEER,  
ORIGINALLY RESIDING AT SHAMS, NEAR CITY  
HOSPITAL,KOTTAYAM-686 001,  
CURRENTLY RESIDING AT T.C.3/993,  
MALARVADY, PARUTHIPPARA, MUTTADA P.O.,  
THIRUVANANTHAPURAM-695 025

R1-2 BY ADV. SRI.D.KISHORE

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON  
28.02.2020, ALONG WITH Tr.P(C).65/2020, THE COURT ON THE SAME DAY  
PASSED THE FOLLOWING:

Tr.P(C).Nos.64 & 65 OF 2020

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE B.SUDHEENDRA KUMAR

FRIDAY, THE 28TH DAY OF FEBRUARY 2020 / 9TH PHALGUNA, 1941

Tr.P(C).No.65 OF 2020

AGAINST THE ORDER/JUDGMENT IN OS 107/2017 OF II ADDITIONAL  
SUB COURT, TRIVANDRUM

PETITIONER/PLAINTIFF:

B.SAINU, ADVOCATE,  
AGED 47 YEARS, D/O. LATE DR.M.K. BASHEER,  
28/2773B, SOUTH PONNATH TEMPLE ROAD,  
CHILAVANNOOR, KADAVANTHRA 682 020,  
ERNAKULAM DISTRICT.

BY ADV. SRI.R.SATISH KUMAR

RESPONDENTS/DEFENDANTS:

- 1 DR.B.SUNIL,  
S/O. LATE DR.M.K. BASHEER, T.C. 3/993,  
MALARVADY, PARUTHIPPARA, MUTTADA P.O.  
THIRUVANANTHAPURAM 695 025.
- 2 B. SHAMSUNAHAR,  
AGED 68 YEARS, W/O. LATE DR.M.K. BASHEER,  
ORIGINALLY RESIDING AT 'SHAMS' NEAR CITY  
HOSPITAL, KOTTAYAM - 686 001,  
CURRENTLY RESIDING AT T.C. 3/993,  
MALARVADY, PARUTHIPPARA, MUTTADA P.O.  
THIRUVANANTHAPURAM 695 025.

R1-2 BY ADV. SRI.D.KISHORE

THIS TRANSFER PETITION (CIVIL) HAVING COME UP FOR  
ADMISSION ON 28.02.2020, ALONG WITH Tr.P(C).64/2020, THE  
COURT ON THE SAME DAY PASSED THE FOLLOWING:

**ORDER**

Heard.

2. The respondents have no objection in allowing these applications.

3. Since connected O.S.No.563/2010 is pending before the Principal Sub Court, Thiruvananthapuram, O.S.No.38/2018 on the files of the First Additional Sub Court, Thiruvananthapuram and O.S.No.107/2017 on the files of the Second Additional Sub Court, Thiruvananthapuram stand transferred to the Principal Sub Court, Thiruvananthapuram, for the trial and disposal in accordance with law. The case records shall be transmitted to the transferee court forthwith. The parties shall appear before the transferee court on 20.03.2020 without further notice.

Tr.P(C) .Nos.64 & 65 OF 2020

I make it clear that I have not expressed any opinion as to whether the above cases have to be jointly tried or not, as the said aspect is a matter to be decided by the trial court and not by this Court.

These transfer petitions stand allowed as above.

**Sd/-**

**B.SUDHEENDRA KUMAR**

**JUDGE**

Nkr/28.02.2020

Tr.P(C) .Nos.64 & 65 OF 2020

**APPENDIX OF Tr.P(C) 64/2020**

**PETITIONER'S EXHIBITS:**

ANNEXURE A1	TRUE COPY OF THE OS NO.107/2017 PENDING BEFORE 2ND ADDL SUB COURT, THIRUVANANTHAPURAM
ANNEXURE A2	TRUE COPY OF THE OS NO.38/2018 PENDING BEFORE 1ST ADDL, SUB COURT, THIRUVANANTHAPURAM
ANNEXUREA3	TRUE COPY OF THE OS NO.563/2010 PENDING BEFORE PRINCIPAL SUB COURT, THIRUVANANTHAPURAM

**RESPONDENTS' EXHIBITS: NIL**

Tr.P(C) .Nos.64 & 65 OF 2020

APPENDIX OF Tr.P(C) 65/2020

PETITIONER'S EXHIBITS:

ANNEXURE A1	TRUE COPY OF THE O.S. NO. 107/2017 PENDING BEFORE 2ND ADDL. SUB COURT, THIRUVANANTHAPURAM.
ANNEXURE A2	TRUE COPY OF THE O.S. NO. 38/2018 PENDING BEFORE 1ST ADDL. SUB COURT, THIRUVANANTHAPURAM .
ANNEXURE A3	TRUE COPY OF THE O.S. NO. 563/2010 PENDING BEFORE PRINCIPAL SUB COURT, THIRUVANANTHAPURAM.

RESPONDENTS' EXHIBITS: NIL