

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.SOMARAJAN

FRIDAY, THE 17TH DAY OF FEBRUARY 2023 / 28TH MAGHA, 1944

RFA NO. 40 OF 2023

AGAINST THE ORDER DATED 19.08.2022 IN EA 561/2018 IN EP 211/2013

IN OS 270/2006 OF ADDITIONAL SUB COURT, KOTTAYAM

APPELLANT/CLAIM PETITIONER:

SRUTHI T R, AGED 36 YEARS,
WIFE OF SREEKANTH, THANNIYILMUTHIYATHU MANA,
PUTHANCHITA VILLAGE, MUKUNDAPURAM TALUK, NOW RESIDING
AT ELANGALLOOR ILLAM, MOOLAVATTOM KARA,
NATTAKAM VILLAGE,
KOTTAYAM TALUK, PIN - 686013

BY ADVS.

ANANTHAKRISHNAN A. KARTHA

ANIL D.KARTHA

SURESH G.

SHARATH ELDO PHILIP

SREEKUMAR G.

ANANTHASANKAR A. KARTHA

RESPONDENTS/RESPONDENTS:

- 1 YOGASHEMAM KURIES AND LOANS LTD., ADMINISTRATIVE OFFICE
XXVII 431 (1) SWIMMING POOL ROAD, THRISSUR, REPRESENTED
BY ITS MANAGING DIRECTOR, PIN - 680020
- 2 YOGASHEMAM KURIES AND LOANS LTD,
ETTUMANOOR BRANCH, NADUPPURA BUILDINGS, ETTUMANOOR PO,
REPRESENTED BY ITS MANAGER, PIN - 686631
- 3 E N KRISHNAN NAMBOOTHIRI, SON OF E K NEELAKANDAN
NAMBOOTHIRI, AGED 79 YEARS, RESIDING AT ELANGALLOOR
ILLAM, MOOLAVATTOM KARA, NATTAKAM VILLAGE,
KOTTAYAM TALUK, PIN - 686013
- 4 SREEDEVIKUTTY, WIFE OF E N KRISHNAN NAMBOOTHIRI,
AGED 75 YEARS, RESIDING AT ELANGALLOOR ILLAM,
MOOLAVATTOM KARA, NATTAKAM VILLAGE,
KOTTAYAM TALUK, PIN - 686013
- 5 SREEKANTH, SON OF E N KRISHNAN NAMBOOTHIRI,
AGED 44 YEARS, RESIDING AT ELANGALLOOR ILLAM,
MOOLAVATTOM KARA, NATTAKAM VILLAGE,
KOTTAYAM TALUK, PIN - 686013
- 6 HDFC LTD, CYRILS TOWER, KOTTAYAM, PIN - 686002

THIS REGULAR FIRST APPEAL HAVING COME UP FOR ADMISSION ON
17.02.2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

There is defect in the format of filing of this appeal. Hence, the permission sought to withdraw the appeal, without prejudice to the right of parties to file a fresh one. Hence, the same is allowed. The appeal is dismissed as withdrawn.

Sd/-

P . SOMARAJAN

JUDGE

msp