

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 19TH DAY OF SEPTEMBER 2012/28TH BHADRA 1934

OP(C) .No. 3051 of 2012 (O)

IN OS.1/2012 of D.C. & SESSIONS COURT,KOLLAM

PETITIONER

PROF. D.ARAVINDAKSHAN, AGED 54 YEARS
CHAIRMAN & MANAGING DIRECTOR
AGASTHYA BIOPHARM INDIALIMITED
RESIDING AT KOVILAKAM, CHAVARA P.O., KOLLAM.

BY ADVS.SRI.B.S.SWATHI KUMAR
SMT.P.V.SOBHANA
SMT.V.BEENA

RESPONDENTS:

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1. K.A.SIDHARTHAN
DIRECTOR, AGASTHYA BIOPHARM INDIA LIMITED
RESIDING AT GEETHANJALI, PERINGALA P.O., MULAKUZHA
CHENGANNUR, ALLEPPEY 690 538.
 2. G.KARTHIKEYAN, DIRECTOR, AGASTHYA BIOPHARM INDIA LIMITED,
RESIDING AT PANTHAPLAVIL THEKKATHIL
PUTHUPPALLY NORTH P.O., KAYAMKULAM 690 257.
 3. O.R.GOPALAKRISHNAN, DIRECTOR, AGASTHYA BIOPHARM INDIA
LIMITED, RESIDING AT 19/73-1, A.K.G.NAGAR
WEST YAKKARA, PALAKKAD 678 001.
 4. G.MADHU, DIRECTOR, AGASTHYA BIOPHARM INDIA LIMITED,
RESIDING AT VAYALIL KADA, MAYYANAD P.O.
KOLLAM 691 303.
 5. S.RADHAKRISHNAN, DIRECTOR, AGASTHYA BIOPHARM INDIA LIMITED
RESIDING AT 730, AMBADITYIL, PADANAYARKULANGARA
KARUNAGAPPALLY 690 518.

BY ADVOCATE BABU RAJAN

THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 19-09-2012,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

kkj

APPENDIX

PETITIONER'S EXHIBITS:-

- P1: TRUE COPY OF O.S.NO.1/2012 OF THE DISTRICT COURT, KOLLAM
DATED 25.05.2012
- P2: TRUE COPY OF THE I.A.NO.1272/2012 IN O.S.NO.1/2012 OF THE
DISTRICT COURT, KOLLAM DATED 07.09.2012

RESPONDENT'S EXHIBITS:-

NIL

//TRUE COPY//

PA TO JUDGE

V.CHITAMBARESH,J.

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O.P (C) No.3051 of 2012

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Dated this the 19th day of September, 2012

J U D G M E N T

I heard Mr.B.S.Swathykumar, Advocate on behalf of the petitioner and Mr.K.Babu Rajan, Advocate on behalf of the respondents.

2. The only prayer pressed at the time of hearing is for an early consideration of an application for injunction filed restraining the defendants in the suit from convening or conducting annual general body meeting of the plaintiff company on 27-9-2012. It is admitted by all that I.A No.1271/2012 filed to advance the hearing of I.A No.1272/2012 filed for injunction stands posted to 22-9-2012.

3. Both sides agreed that they are willing to address the court below on the application for injunction itself on 22-9-2012. I direct the Court of the District Judge of Kollam to make an endeavour to hear I.A Nos. 1271/2012 and 1272/2012 in O.S No.1/2012 on 22-9-2012 itself. It would be desirable if final orders are passed on the application for injunction on or before

27-9-2012 the date fixed for convening the annual general body meeting of the plaintiff company.

No further directions are called for and the Original Petition (Civil) is disposed of.

**V.CHITAMBARESH.
JUDGE**

smm

