

ITEM NO.23

COURT NO.11

SECTION XI-A

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (C) No.19754/2019

(Arising out of impugned final judgment and order dated 08-07-2019
in RSA No.322/2011 passed by the High Court of Kerala at Ernakulam)

VALSAMMA @ KUNJUMOL

Petitioner(s)

VERSUS

THOMAS & ORS.
(FOR ADMISSION and I.R.)

Respondent(s)

Date : 26-08-2019 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE K.M. JOSEPHFor Petitioner(s) Mr. Nishe Rajen Shonker, AOR
Anu K. Joy, Adv.
Mr. Alim Anvar, Adv.
Mr. Shaji J. Kodankandath, Adv.

For Respondent(s)

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

We are not inclined to interfere for the reason that in paragraph-6 of the impugned order, it has been noticed that it is the learned counsel for the respondent (*petitioner-herein*) who pressed for a remand of the matter to the trial Court.

However, learned counsel for the petitioner before us seeks to give an impression as if this was the conclusion of the learned Judge and not a prayer made by the petitioner.

In view of the aforesaid, learned counsel for the petitioner seeks to withdraw the petition with liberty to file a review petition on the aforesaid account.

The special leave petition is dismissed as withdrawn with aforesaid liberty.

Liberty is also granted to approach this Court again by another special leave petition in case the learned Judge opines that the view expressed is of the Court and not a concession made on behalf of the petitioner.

(POOJA ARORA)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER