



2026:KER:3329

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

THURSDAY, THE 15<sup>TH</sup> DAY OF JANUARY 2026 / 25TH POUSHA, 1947

OP(C) NO. 2520 OF 2025

OS NO.73 OF 2004 OF SUB COURT, NEDUMANGAD, THIRUVANANTHAPURAM

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PETITIONER/PLAINTIFF/DECREE HOLDER :-

PRADEEP.S, AGED 51 YEARS  
S/O.RAMACHANDRAN NAIR, REVATHY, KOTTAPURAM,  
KOLLODU P.O, KATTAKADA, THIRUVANANTHAPURAM,  
PIN - 695 571

BY ADV SRI.S.NIKHIL SANKAR

RESPONDENTS/DEFENDANT No.1/JUDGMENT DEBTORS :-

- 1      GOPAKUMARAN NAIR (LATE)  
         AVITOM, VENGANOOR.P.O, THIRUVANANTHAPURAM,  
         PIN - 695 523
- 2      JAYASREE  
         W/O.GOPAKUMARAN NAIR (LATE), AVITOM,  
         VENGANOOR.P.O, THIRUVANANTHAPURAM, PIN - 695 523
- 3      AMRITH.A.GOPAN  
         S/O.GOPAKUMARAN NAIR (LATE), AVITOM,  
         VENGANOOR.P.O, THIRUVANANTHAPURAM, PIN - 695 523
- 4      THEERTHA GOPAN  
         D/O.GOPAKUMARAN NAIR (LATE), AVITOM,  
         VENGANOOR.P.O, THIRUVANANTHAPURAM, PIN - 695 523

THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON  
15.01.2026, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:



**T.R. RAVI, J.**

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**O.P.(C) No.2520 of 2025**  
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Dated this the 15<sup>th</sup> day of January, 2026

**JUDGMENT**

The Original Petition has been filed challenging Ext.P7 order dated 13.01.2025, whereby an application to restore E.A. No.20 of 2019 was dismissed for default. The reason stated in Ext.P7 is that on an earlier occasion, there was a dismissal for default and the court has thereupon concluded that the petitioner is not vigilant. I do not find any justification for the said reason.

2. Despite service of notice, there is no appearance for the respondents.

The Original Petition is allowed. Ext.P7 is set aside. E.A. No.20 of 2019 is restored to file. The court below shall take up E.A. No.20 of 2019 and dispose of the same, in accordance with law.

**Sd/-  
T.R. RAVI  
JUDGE**



**APPENDIX OF OP(C) NO. 2520 OF 2025**

**PETITIONER EXHIBITS**

- Exhibit P1** TRUE COPY OF THE DECREE IN O.S NO:73/2004 ON THE FILES OF HONOURABLE SUB COURT -NEDUMANGAD, THIRUVANANTHAPURAM
- Exhibit P2** TRUE COPY OF E.P NO:283/2015 ON THE FILES OF HONOURABLE PRINCIPAL SUB COURT, THIRUVANANTHAPURAM
- Exhibit P3** TRUE COPY OF THE E-COURT PROCEEDINGS IN E.P NO: 283/2015 ON THE FILES OF HONO URABLE PRINCIPAL SUB COURT, THIRUVANANTHAPURAM
- Exhibit P4** TRUE COPY OF E.A NO:455/2018 IN E.P NO:285/2015 ON THE FILES OF PRINCIPAL SUB COURT, THIRUVANANTHAPURAM
- Exhibit P5** TRUE COPY OF E-COURT PROCEEDINGS IN E.A NO:455/2018 IN E.P NO:285/2015 ON THE FILES OF HONOURABLE PRINCIPAL SUB COURT, THIRUVANANTHAPURAM
- Exhibit P6** TRUE COPY OF E.A NO:495/2023 ON THE FILES OF HONOURABLE COURT OF PRINCIPAL SUB JUDGE ,THIRUVANANTHAPURAM
- Exhibit P7** TRUE COPY OF THE ORDER IN E.A NO:495/2023 ON THE FILES OF THE COURT OF PRINCIPAL SUB JUDGE, THIRUVANANTHAPURAM DATED 13/01/2025