

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR

&

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

FRIDAY, THE 28TH DAY OF FEBRUARY 2014/9TH PHALGUNA, 1935

WP(C).No. 5553 of 2014 (T)

PETITIONER :

**C. CHANDRASEKHARAN,
S/O.LATE KUNHIKANAN,AGED 52 YEARS,
RESIDING AT CHANGARAMKANDATH HOUSE,
(POST) MANJAPRA,ALATHUR TALUK, PALAKKAD DISTRICT.**

**BY SRI.T.KRISHNAN UNNI,SENIOR ADVOCATE
ADVS. SRI.SAJU.S.A
SMT.P.A.SHEEJA
SRI.K.C.KIRAN**

RESPONDENT(S):

- 1. THE COMMISSIONER,
MALABAR DEVASWOM BOARD,
KOZHIKODE -673 001**
- 2. P. MANIYEN,
S/O.PALANIMALA, AREMTHODI, MANJAPRA,
PALAKKAD DISTRICT -678 685**

**R1 BY SRI.V.KRISHNA MENON, SC, MALABAR DEVASWOM BOARD
R2 BY ADV.SRI.S.ANANTHAKRISHNAN**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 28-02-2014, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

WP(C).No. 5553 of 2014 (T)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1 TRUE COPY OF JUDGMENT DATED 25-06-2012 IN WPC NO.14355/2012

**EXHIBIT P2 THE TRUE COPY OF THE ORDER OF THE 1ST RESPONDENT DATED
13-12-2013 IN O.A NO. 2/2012 ON ITS FILE**

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO.JUDGE

sts

**T.R. RAMACHANDRAN NAIR
&
K. ABRAHAM MATHEW, JJ.**

W.P. (C) No. 5553 of 2014

Dated this the 28th day of February, 2014.

JUDGMENT

T.R. Ramachandran Nair, J.

In this writ petition, the petitioner is challenging Exhibit P2, the common order passed in different I.As. We have heard the learned Senior Counsel for the petitioner, Sri. T. Krishnanunni, who submitted that the rejection of the prayers in the various I.As cannot be sustained. Learned Standing Counsel submitted that the proceedings have to be finalized in the light of the directions issued by this Court in W.P.(C). No.14355 of 2012. A contempt case is also pending against the Commissioner in the matter. Therefore, any interim order passed by this Court, at this stage, in this writ petition will affect the smooth disposal of the proceedings.

2. Learned counsel for the second respondent also opposes the prayers of the petitioner.

3. We have perused the order passed by the Commissioner which is a common order in various I.As, in a pending proceeding. It is stated by the learned Standing

Counsel that the matter is posted today for final hearing at the instance of the petitioner. It being only an interim order, at this stage, we are not going to the merits of the matter. We leave open the remedy of the petitioner to challenge the same if ultimately the final order goes adverse to the petitioner.

Writ petition is dismissed subject to the above observation.

T.R. RAMACHANDRAN NAIR
JUDGE

K. ABRAHAM MATHEW
JUDGE

DMR/-