

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE SUNIL THOMAS

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYAISHTA, 1937

CRP(WAKF) .No. 250 of 2015 ()

I.A.832/2013 IN O.S.56/2013 OF THE WAKF TRIBUNAL, KOZHIKODE DATED
05.01.2015

REVISION PETITIONERS: (RESPONDENTS 3, 4, 5, 1/DEFENDANTS 3, 4, 5, 1)

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1. ILLIKKAL KUNHIMOIDEEN @ BAPPUTTY HAJI
AGED 72 YEARS, S/O.HASSAN HAJI
RAZEENA MANZIL, PRESIDENT, PUTTEKKADU MATHALLU
JUMA-ATH PALLI COMMITTEE, FEROKE AMSOM, NALLUR DESOM
KOZHIKODE TALUK
 2. ILLIKKAL ABDUL RAHIMAN
AGED 57 YEARS, S/O.ILLIKKAL HASSAN HAJEE
MELAYITHARA HOUSE
TREASURER, PUTTEKKADU MAHALLU JUMA-ATH PALLI COMMITTEE
FEROKE AMSOM, NALLUR DESOM
KOZHIKODE TALUK
 3. ILLIKKAL ZAINUDDHIN
AGED 49 YEARS, S/O.ILLIKKAL KUNHIMOIDEEN @ BAPPUTTY HAJI
RAZEENA MANZIL, PUTTEKKADU
FEROKE P O
 4. PUTTEKKADU MAHALLU JUMA-ATH PALLI COMMITTEE
(REG.NO.250/2001 REGISTERED AS PER the SOCIETIES REGISTRATION
ACT), REPRESENTED BY KUNJUMOHAMMED MASTER
AGED 67 YEARS, S/O. KUNHIMOIDEEN RESIDING AT
MELPALLI HOUSE, PUTTEKKADU
FEROKE P O, KOZHIKODE
- BY ADV. SRI.T.M.ABDUL LATHEEF

RESPONDENTS: (PETITIONERS & RESPONDENTS 2 & 6/PLAINTIFFS & DEFENDANTS 2 & 6)

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1. KALLIYIL PAREEKUTTY
S/O.MOYINKUTTY
THAHA MANZIL, PUTTEKKATT PO FEROKE
NALLUR, KOZHIKODE - 673 631
 2. ILLIKKAL MUHAMMED HANEEFA, S/O.MOHAMMED
THAZHE IDAKKAYIL HOUSE, PUTTEKKATT
NALLUR, P O FEROKE - 673 631
 3. MOYINKUTTY S/O.AVARANKUTTY
SECRETARY, PUTTEKKATT MAHALLU JUMA-ATH PALLI COMMITTEE
FEROKE P O, NELLUR, KOZHIKODE - 673 631
 4. KERALA STATE WAKF BOARD, REPRESENTED BY ITS CHIEF EXECUTIVE
OFFICER
NEAR KALOOR STADIUM
ERNAKULAM , COCHIN - 682 017

R1 BY ADV. SRI.R.RAMADAS (CAVEATOR)

R BY SRI.K.SHIBILI NAHA, SC, KERALA STATE WAKF BOARD

THIS CRP (WAKF ACT) HAVING COME UP FOR ADMISSION ON 12-06-2015,
THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**THOTTATHIL B. RADHAKRISHNAN &
SUNIL THOMAS, JJ.**

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C.M.Appl.No.317 of 2015 & C.R.P(Wakf).No.250 of 2015
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Dated this the 12th day of June, 2015

ORDER

Thottathil B. Radhakrishnan, J.

Heard the learned counsel for the revision petitioners and the contesting respondent.

2. This revision is against an order of temporary injunction issued by the court below restraining certain activities in connection with the demolition or reconstruction of a Juma-ath mosque. The application seeking condonation of delay is supported by an affidavit disclosing reasons. On hearing the learned counsel for the parties, we do not see any ground to interfere with the impugned order. Suffice it to say, since the suit itself is ripe and is listed for trial, the Tribunal will proceed with the trial of the suit untrammelled by anything stated in the impugned order. It is agreed to between the parties that the revision can be ordered in such manner.

In the result, C.M.Application is allowed and C.R.P is ordered as above.

Sd/-

**THOTTATHIL B. RADHAKRISHNAN
Judge**

Sd/-

**SUNIL THOMAS
Judge**

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