

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.BHAVADASAN

TUESDAY, THE 31ST DAY OF MARCH 2015/10TH CHAITHRA, 1937

OP(C).No. 707 of 2015 (O)

AGAINST THE ORDER IN I.A.696/15 in OS 239/2012 of PRINCIPAL MUNSIF
COURT, KOCHI.

PETITIONER:

I.C.GANESH, S/O.CHELLAPPAN,
PUNNAKAPALLI, SDPY ROAD,
PALLURUTHY, COCHIN-682 006.

BY ADVS.SRI.DINESH R.SHENOY
SMT.K.K.JYOTHILAKSHMY
SRI.SANIL JOSE

RESPONDENTS:

1. SREE DHARMA PARIPALANA YOGAM,
PALLURUTHY, KOCHI-6, REPRESENTED BY ITS PRESIDENT
SREE DHARMA PARIPALANA YOGAM SREE NARAYANA NAGAR
PALLURUTHY, KOCHI-682 006.
2. C.P.ANILKUMAR,
PRESENT PRESIDENT SREE DHARMA PARIPALANA YOGAM,
S.N.NAGAR, PALLURUTHY, KOCHI-682 006.
3. P.S.SATISAN,
S/O.SHANMUGHAN, POLLAYIL, PERUMPADAPPU
KOCHI-6, PRESENT DEVASWOM MANAGER, SDPY
S.N.JUNCTION, PALLURUTHY, KOCHI-682006.
4. V.K.PRADEEP,
S/O.KUTTIKRISHNAN VAIDHYAR, VELLEZHATHU
NEAR PASHNITHODU BRIDGE, EDAKOCHI-682006.
5. SAJAN MANNALY,
ADVOCATE, (RETURNING OFFICER, SDP YOGAM), MANNALY HOUSE
NEAR ABAD HOTEL, CHULLICKAL, KOCHI-682 005.

R1 BY ADV. SRI.T.MADHU
R1 BY ADV. SRI.K.V.BINOD

THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 31-03-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS :

- EXT.P1 TRUE PHOTOCOPY OF JUDGMENT DATED 26.9.2012 IN
 O.P(C)3106/2012,HIGH COURT OF KERALA.
- EXT.P2 TRUE PHOTOCOPY OF JUDGMENT DATED 27.9.2013 IN
 OP.2573/2013,HIGH COURT OF KERALA
- EXT.P3 TRUE PHOTOCOPY OF JUDGMENT DATED 11.8.2014 IN
 OP(C)4320/2011,HIGH COURT OF KERALA.
- EXT.P4 TRUE PHOTOCOPY OF COMMON JUDGMENT DATED 20.2.2015
 IN OP(C)297/2015 AND OP(C)NO.184/2015.
- EXT.P5 TRUE PHOTOCOPY OF MEDICAL CERTIFICATE ISSUED BY
 DR.K.MADHUKUMAR DATED 6.3.2015.
- EXT.P6 TRUE PHOTOCOPY OF I.A.696/2015 IN O.S.239/2012 MUNSIFF
 COURT, KOCHI.

RESPONDENTS' EXHIBITS: NIL

// True Copy //

P.A. To Judge.

smp

P.BHAVADASAN, J.

Original Petition (Civil) No.707 OF 2015

Dated this the 31st day of March, 2015.

J U D G M E N T

This Court was approached as per the original petition when a petition for adjournment was dismissed by the court below. The reason for seeking adjournment was that both the client as well as the counsel were not well and they were unable to attend the court on the particular day. The prayer for adjournment was for two weeks. Now that period is over.

2. Learned counsel appearing for the petitioners pointed out that the 1st petitioner has undergone an angioplasty and therefore some more time is required for adducing evidence. It is further pointed out that more than 3000 membership application forms have been produced and scrutiny of that would necessitate the petitioners to depute three or four persons to the office of the court concerned to verify the records.

As far as the first issue is concerned, now that the two weeks are over and also summer vacation is approaching, it is

only proper that trial shall commence only after the summer vacation. As regards the second issue is concerned, it is for the petitioners to apply to the court below for verification of records and the court concerned will pass appropriate orders.

This original petition is disposed of as above.

Sd/-

P.BHAVADASAN
JUDGE

smp