

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW

THURSDAY, THE 10TH DAY OF SEPTEMBER 2015/19TH BHADRA, 1937

OP(C).No. 1992 of 2015 (O)

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AGAINST THE ORDER/JUDGMENT IN OS 569/2013 OF MUNSIF COURT,
KOTTARAKKARA
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PETITIONER(S)/DEFENDANTS 1 TO 3:

- 1. THE PENTECOSTAL MISSION
PULAMON P.O, KIZHAKKEKARA MURI, KOTTARAKKARA VILLAGE
PIN-691 531, REPRESENTED BY ITS CENTRE PASTOR.**
- 2. YOHANNAN
S/O.GEEVARGHESE, KUTTIYIL PUTHEN VEEDU, VILANGARA MURI
UMMANNOOR, KOTTARAKKARA TLAUK 691 547.**
- 3. JOYKUTTY
S/O.DANIEL, MELOOTTU VEEDU, NELLIKUNNAM P.O
UMMANNOOR VILLAGE, 691 623, KOTTARAKKARA TALUK.**

**BY ADVS.SRI.V.M.KURIAN
SRI.MATHEW B. KURIAN
SRI.K.T.THOMAS**

RESPONDENT(S)/PLAINTIFF/DEFENDANTS 4 TO 6:

- 1. THANKAMMA
W/O.KORUTHU, KUTTIYIL PUTHEN VEEDU, VILANGARA
NOW RESIDING AT SUJA BHAVAN, CHEKKOTTUKONAM
PLAPPALLY P.O, 691 351, UMMANNOOR VILLAGE**
- 2. STATE OF KERALA
REPRESENTED BY CHIEF SECRETARY
THIRUVANANTHAPURAM 695 001.**
- 3. THE DISTRICT COLLECTOR
KOLLAM 691 001.**
- 4. UMMANNOOR GRAMA PANCHAYATH
UMMANNOOR, REPRESENTED BY ITS SECRETARY, UMMANNOOR P.O
PIN- 691 547.**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 10-09-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

OP(C).No. 1992 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT P1. TRUE COPY OF THE PLAINT IN O.S NO. 569/2013 OF THE MUNSIF COURT, KOTTARAKKARA.

EXHIBIT P2. TRUE COPY OF THE WRITTEN STATEMENT FILED BY PETITIONERS IN O.S NO.569/2013.

RESPONDENT(S)' EXHIBITS

NIL

R.AV

//TRUE COPY//

PA TO JUDGE

K.ABRAHAM MATHEW, J

O.P.(C)NO.1992 OF 2015

Dated this the 10th day of September, 2015

J U D G M E N T

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Petitioners are defendants in O.S.No.569 of 2013 on the file of Munsiff, Kottarakkara. The suit is in respect of a property which is allegedly used as a burial ground by the petitioners. Their only grievance is that unless the suit is disposed of without delay, they will not be able to bury the members of the first petitioner society who may die in future. I am taking it for granted that the presiding officer has not been able to dispose of the suit not because of the fault of the petitioners. Their request appears to be reasonable .

In the result, this O.P is disposed of with a direction to the trial court to dispose of the suit without delay and to the extent possible before the X'mas holidays.

sd/-

**K. ABRAHAM MATHEW  
JUDGE**

R.AV

//True Copy//

PA to Judge