

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE T.R.RAMACHANDRAN NAIR
&

THE HONOURABLE MR. JUSTICE K.P.JYOTHINDRANATH

TUESDAY, THE 26TH DAY OF MAY 2015/5TH JYAISHTA, 1937

OP(C) .No. 1071 of 2014 (O)

(I.A.NO.2175/2013 IN O.S.NO.370/2003 OF ADDL. SUB COURT,
THIRUVANANTHAPURAM)

PETITIONER/PLAINTIFF:

MR.S.NAMBI NARAYANAN
SANGEETHA T.C NO 36/978, NSS LANE, PERUMTHANNI
THIRUVANANTHAPURAM

BY ADV. SRI.C.UNNIKRISHNAN (KOLLAM)

RESPONDENTS/DEFENDANTS 10 & 11:

1. MATHEW JOHN IPS
DGP RETIRED, FORMER DGO OF TRIPURA
RESIDING AT KATTOR HOUSE NO 28/1937 A
MAANIKKOTH ROAD, NELLIKKODE, CALICUT 673016

2. B. SREEKUMAR IPS,
DGP RETIRED, FORMER DGP OF GUJARAT
RESIDING AT SREELEKSHMIDEEPAM, PLOT NO 193, SECTION 8
GANDHI NAGAR, GUJARAT 382010

R1 BY GOVERNMENT PLEADER

THIS OP (CIVIL) HAVING BEEN FINALLY HEARD ON 26/05/2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Appendix

Petitioner's Exhibits

- Ext.P1 True copy of the judgment dated 1.7.2003 of this court in C.M.A.no.105/02
- Ext.P2 True copy of the petition in I.A.No.2175/2013 filed by the respondents herein.
- Ext.P3 True copy of the objection dated 08.10.2013 filed by the petitioner in I.A.No.2175/2013.
- Ext.P4 True copy of the order dated 14.03.2001 issued by the NHRC
- Ext.P5 True copy of the common judgment dated 7.9.2012 in W.A.No.422/2007, 2119/2006 & 2128/2006 of this Court.
- Ext.P6 A true copy of the order dated 21.02.2014 in I.A.No.2175/2013 in O.S.No.370/2013 of Addl. Sub Judge, Thiruvananthapuram.

Respondent's Exhibits

- Annexure A True copy of the Enquiry report of P.Gopakumaran Nair, Deputy Superintendent of Police (Administration), CBCID Headquarters
- Annexure B True copy of the property details from the Village Officer, Pettah

- Annexure C True copy of the Ownership Certificate issued by the
Regional Officer, Thiruvananthapuram Corporation
- Annexure D True copy of the letter issued by the Eruvadi Village
Administrative Officer dated 04.08.2014
- Annexure E True copy of the report submitted by Senior
Administrative Officer, ISRO, Headquarters,
Banglore

/True Copy/

PA to Judge

**T.R.RAMACHANDRAN NAIR &
K.P.JYOTHINDRANATH, JJ.**

O.P.(C)No.1071 OF 2014

Dated this the 26th day of May, 2015

JUDGMENT

Ramachandran Nair, J.

In this petition, the petitioner who is the plaintiff in O.S.No.370/2003 of the Additional Sub Court, Thiruvananthapuram is aggrieved by Ext.P6 order passed in I.A.No.2175/2013. By the said order the learned Judge directed to remit the court fee before 10.4.2014. While admitting the original petition, this Court passed an interim order of stay which is continuing even now.

2. Learned counsel for the petitioner submits that the petitioner may be allowed to withdraw the O.P. and he may be granted one week's time to pay the court fee also. Therefore, the O.P. is dismissed as withdrawn. The time for payment of court fee is enlarged upto and including 01/06/2015 and the remittance will be made by the petitioner accordingly.

It is submitted that arguments alone remain to be completed in

the case and therefore time limit may be fixed for disposal of the suit itself. The learned counsel suggested that within three months the suit itself can be disposed of. We direct the court below to dispose of the suit expeditiously keeping in mind the above submission.

T.R.RAMACHANDRAN NAIR, JUDGE

K.P.JYOTHINDRANATH,JUDGE

SV.