

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

TUESDAY, THE 24TH DAY OF MARCH 2015/3RD CHAITHRA, 1937

RP.No. 233 of 2015

AS.NO.22/2000 OF PRINCIPAL SUB COURT, THIRUVANANTHAPURAM
OS.NO.919/1994 OF II ADDL MUNSIF'S COURT, THIRUVANANTHAPURAM

REVIEW PETITIONER/PETITIONER FOR LEAVE-TEMPLE COMMITTEE IN POSSESSION OF LAND:

SIVAKSHETHRA TRUST, PETTAH (REG.NO.962/98),
PETTAH P.O.,THIRUVANANTHAPURAM, PIN -695 024,
REPRESENTED BY ITS SECRETARY S.JAYACHANDRAN,
S/O. LATE MR.SUKUMARAN.

BY ADV. SRI.S.JAMES VINCENT

RESPONDENTS/APPELLANTS 1 TO 4 & RESPONDENTS 1 TO 80 IN FAO-DCREE HOLDERS:

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- 1. SARADA,**
AYIKKARAVILAKOM PURAYIDOM, TC 30/732,
PALKULANGARA VILLAGE, TRIVANDRUM,PIN- 695 024.
 - 2. SADASIVAN MURARI, OF -DO-**
 - 3. SARADA JAYALAKSHMI, -DO-**
 - 4. GOVINDAN SUSEELAN, -DO-**
 - 5. KUNJAN CHANDRADAS ALIAS SUSEELAN, S/O.KUNJAN,**
STORE KEEPER, FACT, ALUVA, UDYOGAMANDAL
(FROM AYIKKARAVILAKOM PURAYIDOM, TC 30/732,
PALKULANGARA VILLAGE, TRIVANDRUM, PIN-695 024)

(DIED AND HIS LRS HAVE BEEN IMPEADED IN THE APPEAL AS ADDL.
RESPONDENNTS 78 TO 80 AS PER ORDER DT. 27.8.2014 ON IA.822/2014)

- 6. KESAVAN KRISHNAN,**
AYIKKARAVILAKOM PURAYIDOM, TC 30/732,
PALKULANGARA VILLAGE, TRIVANDRUM, PIN -695 024.
- 7. THANKAMMA VIMALA,**
RESIDING IN THE ADDRESS OF PANICKER BROTHER'S
REFRACTING AND MANUFACTURING OPTICUM,
379 JOHN THUKKU ABDUL RAHIMAN,
KOLALUMPUR, MALAYSIA
(FROM THE AYIKKARAVILAKATHU VEEDU - DO-).

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8. THANKAMMA MAYA, OF -DO- -DO-
9. THANKAMMA KAMALAM OF -DO- -DO-
10. KOCHUKANNAN RAGHUNATHAN,
MUDUMBIL PUTHEN VEEDU CHACKAL
(FROM THE AYIKKARAVILAKAM VEEDU -DO-)
11. VIJAYAN DHILIPKUMAR,
PATTATHIL VEEDU, MAYYANAD, KOLLAM, PIN 693 303.
12. VIJAYAN BALAJI OF - DO- (FROM AYIKKARAVILAKATHU VEEDU -DO-)
13. SUSHEELA THELMA OF -DO- -DO-
14. VIJAYAN BABY OF -DO-
15. MADHAVAN GIREESAN,
THULASEE BHAVAN, PETTAH, TRIVANDRUM, PIN -695 024.
(FROM AYIKKARAVILAKAM VEEDU OF -DO-)
16. MADHAVAN JAYACHANDRAN OF - DO-
17. MADHAVAN MOHANDAS OF -DO-
18. AMMUKUTTY THULASI BHAI OF -DO-
19. SEKHARA PANICKER VISWANATHAN OF VRINDAVANAM
CHAYAKKUDI ROAD, PETTAH, TRIVANDRUM, PIN -695 024. (FROM - DO-)
20. SEKHARA PANICKER SUDHEENDRA BABU OF -DO-
21. BHARATHI SOBHALINI OF -DO-
22. SOBHALINI REGELATHA OF -DO-
23. PONNAN BABU OF -DO-
24. BHAGAVATHY BHAVANI,
THULASEE BHAVANAM,
PETTAH, TRIVANDRUM, PIN -695 024.
(FROM AYIKKARAVILAKAM VEEDU OF -DO-)
25. BHAGAVATHI RADHABHAI, SHAJI VILAS,
PETTAH, TRIVANDRUM, PIN 695 024. (FROM -DO-)
26. RADHABHAI SUNATHA DEVI OF - DO-
27. SOMASEKHARAN SUKILAN OF -DO-
28. RADHA BHAI SUJATHAN OF -DO-
29. SOMASEKHARAN SUDARASANNAN OF -DO-
30. RADHA BHAI SUSHA OF -DO-

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31. NATARAJAN SHAJI OF -DO-
32. NARAYANAN SASEENDRAN,
THOPPIL VEEDU, PETTAH, TRIVANDRUM, PIN 695 024.
(FROM -DO-).
33. NARAYANAN RAJENDRAN OF -DO-
34. PADMANABHAN GOPALAKRISHNAN OF -DO-
35. GOURI SANTHAMMA OF -DO-
36. GOMATHI SREEDEVI OF -DO-
37. SANTHAMMA RAJALEKSHMI OF -DO-
38. SANTHAMMA JYOTHILEKSHMI OF -DO-
39. KESAVAN GOUTHAMADAS,
MOOPAKUDI VEEDU, PALKULANGARA VILLAGE, PETTAH,
TRIVANDRUM, PIN -695 024. ALSO RESIDING AT
PANAVETTUVILAKAM, KADAKAMPALLY VILLAGE,
ANAYARA, TRIVANDRUM - 24 (FROM -DO-)
40. PADMANABHAN RAMAKRISHNAN,
SUMATHY VILASOM, THOPPIL, PALKULANGARA, PETTAH,
TRIVANDRUM, PIN -695 024 (FROM -DO-)
41. PADMANABHAN RAMACHANDRAN OF -DO- -DO-
42. PARVATHY SUMATHY OF -DO-
43. PARVATHY VASANTHY OF -DO-
44. SIVASANKARAN SUSEELAN OF -DO-
45. SIVASANKARAN SETHUNATHAN OF -DO-
46. SIVASANKARAN SATHEESH CHANDRAN OF -DO-
47. SUMATHY GEETHA OF -DO-
48. VASANTHI CHANDRIKA OF -DO-
49. RAMAN BABU OF -DO-
50. VASANTHI JAYASREE OF -DO-
51. VASANTHI LATHA OF -DO-
52. VASANTHI ASHA DEVI OF -DO-
53. VASANTHI REJILA OF -DO-
54. VASANTHI MEERA OF -DO-

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55. RAMAN PRASAD OF -DO-
56. RAMAN BHADRAN OF -DO-
57. RAMAN VISWANATHAN OF -DO-
58. RAMAN LALKUMAR OF -DO-
59. INDRAYANI, TC.NO.30/731, OF -DO- (DIED)
60. GOVINDAN SUNDARESAN OF -DO-
61. GOVINDAN SURESAN OF -DO-
62. GOVINDAN RAJAN OF -DO-
63. AMMUKUTTY OF -DO-
64. JANARDHANAN SUJATHAN,
AYIKKARAVILAKAM, PURAYIDAM, PALKULANGARA VILLAGE,
PETTAH, THIRUVANANTHAPURAM, PIN- 695 024.
65. LEKSHMI SAROJINI,
KATTIL VEEDU, PALKULANGARA VILLAGE AND MURI, -DO-
66. LEKSHMI SUSEELA, KATTIL VEEDU OF -DO-
67. MADHAVANKUTTY THANKAMMA,
KATTIL MEKKE-PURAYIDOM OF -DO-
68. VELAYUDHAN VIJAYAN,
KIZHAKKATHIL VEEDU, PLAMOODU,
PATTOM, MADATHUVILAKOM VILLAGE,
THIRUVANANTHAPURAM -695 003.
69. ARUNDATHI SULOCHANA,
KINATUVILAKATHU VEEDU,
PALKULANGARA MURI & VILLAGE, PETTAH,
THIRUVANANTHAPURAM, PIN- 695 024.
70. SULOCHANA OF -DO-
71. KUNJI AMMUKUTTY OF -DO-
72. NANI AMMA SARADAMMA,
CHANDRA NIVAS, MEKKATTU LANE, ANAYARA
KADAKAMPALLY VILLAGE, TRIVANDRUM - 695 024
(FROM SANTHI BHAVAN, PALLITHOTTAM, KOLLAM.)
73. GOMATHI BHASURANGAN,
PADMA VILASOM BUNGALOW, ANAYARA ROAD,
PETTAH, THIRUVANANTHAPURAM - 695 024
74. MADHUSOODHANAN ALIAS MADHU,
PANAVEETTUVILAKAM VEEDU, ANAYARA,
THIRUVANANTHAPURAM- 695 024.

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75. NIRMALA OF -DO-
76. SUBHADRA OF -DO-
77. VIMALA OF -DO-
78. GIREESAN, S/O.KRISHNAN,
TC.30/730, AYIKKARAVILAKATHU VEEDU,
PALKULANGARA, THIRUVANANTHAPURAM-695 024
79. RAMESAN, S/O.KRISHNAN OF -DO-
80. SARIKA,D/O.KRISHNAN, OF -DO-
81. SALINI, D/O.KRISHNAN OF -DO-
82. PRABHA CHANDRADAS,
W/O.KUNJAN CHANDRA DAS @ SUSHEELAN,
HOUSE NO.1136 (21/282), VIDYASAGAR,
SOUTH KALAMASSERRY, ERNAKULAM, PIN -683 104
83. KASTURI DAS C.P.,
D/O.KUNJAN CHANDRADAS @ SUSHEELAN OF -DO-
84. LAKSHMI DAS C.P.,
D/O.KUNJAN CHANDRADAS @ SUSHEELAN OF -DO-

R1 TO R4 BY ADV.SRI.BLAZE K.JOSE
R46 BY ADV.SRI. P.B.KRISHNAN
SRI.RAJESH.P.NAIR
BY ADV.SRI.R.S.KALKURA

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION
ON 24-03-2015, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

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APPENDIX

PETITIONER'S ANNEXURES:

ANNEX A1 COPY OF THE PARTITION DEED NO.1162/1078 DATED 22/2/1078 M.E.

**ANNEX A2 COPY OF THE TRUST DEED NO.962/1998 DATED 31/3/1998 OF THE
SIVAKSHETHRA TRUST THE PETITIONER HEREIN.**

**ANNEX A3 COPY OF THE COMPROMISE AGREEMENT DATED 5/11/2013 IN
CMA.NO.77/2012 ON THE FILES OF DISTRICT COURT,
THIRUVANANTHAPURAM**

**ANNEX A4 (COLLECTIVELY) COPY OF THE MAHAZAR REPORT AND ROUGH SKETCH
DATED 10/8/2012 PREPARED BY THE ADVOCATE
COMMISSIONER IN O.S.1246/2012**

RESPONDENT'S ANNEXURES: NIL

/TRUE COPY/

P.S.TO JUDGE

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B.KEMAL PASHA, J.

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Dated this the 24th day of March, 2015

ORDER

The petitioner in this Review Petition was never a party to the suit or the appeal or the FAO. It seems that the review petitioner has no *locus standi* to seek the review of the judgment passed by this Court in the FAO. Therefore, this Review Petition fails and the same is dismissed.

Sd/- B.KEMAL PASHA, JUDGE

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[True copy]

P.S. to Judge