

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

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

WEDNESDAY, THE 22ND DAY OF JULY 2015/31ST ASHADHA, 1937

WP(C) .No. 3708 of 2015 (K)

PETITIONERS:

1. C.DHANDAPANI, 60/61 SATHYA NAGAR
RANGANPALAYAM P.O., ERODE - 638 009
2. S.RAMAKRISHNAN, NO.102, SIDHIVINAYAKAR
1ST STREET, LINGANAR VADAVALLY, COIMBATORE -41.
3. M.THIRUMOORTHY, NO. 85, T.M.R.ELLAM
6TH STREET, KAMARAJAPURAM, R.S.PURAM
COIMBATORE -2.

BY ADVS.SRI.NIRMAL. S
SMT.VEENA HARI

RESPONDENTS:

1. TRUSTEE BOARD, KODUMBU SRI.SUBRAMANIA SWAMY DEVASWAM
PALAKKAD, REP BY ITS CHAIRMAN, KODUMBU P.O.
PALAKKAD - 678 551
2. COMMISSIONER
MALABAR DEVASWAM BOARD, KOZHIKODE - 673 001.
3. DEPUTY COMMISSIONER,
MALABAR DEVASWAM BOARD, KOZHIKODE - 673 001.
4. ASSISTANT COMMISSIONER
MALABAR DEVASWAM BOARD, PALAKKAD

R2 -R4 BY ADV. SRI.PARTHASARATHY.B, SC, MALABAR DEVASWOM BOARD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 22-07-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS :

P1- TRUE COPY OF THE APPLICATION OF THE 1ST RESPONDENT DATED 24.12.2014

P2- TRUE COPY OF THE SCHOOL ADMISSION REGISTER OF THE 1ST PETITIONER
DATED 5.8.1971

P3- TRUE COPY OF THE APPLICATION DATED 16.12.14

P4- TRUE COPY OF THE ELECTORAL IDENTITY CARD OF THE 2ND PETITIONER

P5- TRUE COPY OF THE APPLICATION DATED 16.12.14 OF THE 3RD PETITIONER

P6- TRUE COPY OF THE ADMISSION REGISTER EXTRACT OF THE 3RD PETITIONER

P7- TRUE COPY OF THE JUDGMENT DATED 16.12.2011 IN WP(C) 25737/11

P8- TRUE COPY OF the O.A.3/1958 DATED 19.06.1958

P9- TRUE COPY OF THE COUNTER AFFIDAVIT DATED 24.11.2011

RESPONDENT(S) ' EXHIBITS: NIL

True Copy /

P.A to Judge

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

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W.P(C).No.3708 of 2015
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Dated this the 22nd day of July, 2015

JUDGMENT

Thottathil B. Radhakrishnan, J.

This writ petition is filed by the petitioners seeking a direction that Exts.P1, P3 and P5 applications be considered at the earliest.

Learned Standing Counsel for the Malabar Devaswom Board says that the issue in hand will have to be considered by the Deputy Commissioner of Malabar Devaswom Board under Section 37 of the Madras Hindu Religious and Charitable Endowments Act, 1951. Under such circumstances, this writ petition is closed directing that if the petitioners invoke such jurisdiction, that will be considered and decided in accordance with law.

Sd/-

**THOTTATHIL B. RADHAKRISHNAN
Judge**

Sd/-

**SUNIL THOMAS
Judge**

Sbna