

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

WEDNESDAY, THE 10TH DAY OF JUNE 2015/20TH JYAISHTA, 1937

WP(C).No. 15217 of 2015 (B)

PETITIONER(S) :

M.N.SOMASUNDARAM, AGED 67 YEARS
S/O.GOPALAN NAIR, MANAGING TRUSTEE,
THIRUMARAYIKKULAM MAHADEVA KSHETHRA SAMRAKSHANA TRUST,
CHERUKUNNI THADATHIL HOUSE, EDAKKATTUVAYAL PO,
ERNAKULAM-682313.

BY ADVS.SRI.K.R.RAJKUMAR
SRI.V.P.PRASAD

RESPONDENT(S) :

1. THE GOVERNMENT OF KERALA,
REPRESENTED BY THE SECRETARY, DEVASWOM DEPARTMENT,
THIRUVANANTHAPURAM-695 001.

2. THE SECRETARY,
COCHIN DEVASWOM BOARD, THRISSUR-680 001.

ADDL.R3. R.V.RENJITH,
S/O. VISWAMBARAN NAIR,
MANAGER, THIRUMANAYIKULAM TEMPLE,
RAJESH BHAVANAM,
CHETHIKODE P.O. KANJIRAMATTOM.

(ADDL.R3 IS IMPEADED AS PER ORDER IN IA NO.7839/2015 DATED
10/6/2015)

R2 BY ADV. SRI.KRISHNA MENON, SC, COCHIN DEVASWOM BOARD
RADDL BY ADV. SRI.P.VIJAYAKUMAR
RADDL BY ADV. SRI.C.R.REGHUNATHAN
RADDL BY ADV. SRI.M.V.ASHIM
RADDL BY ADV. SRI.R.BALAKRISHNAN
RADDL BY ADV. SRI.B.HARRYLAL
R BY GOVERNMENT PLEADER SRI.A.RANJITH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 15217 of 2015 (B)

APPENDIX

PETITIONER(S) ' EXHIBITS

P1 : TRUE COPY OF THE TRUST DEED NO.233 OF 2007.
P2 : TRUE COPY OF THE LETTER ISSUED TO SECRETARY, COCHIN DEVASWOM
BOARD DATED 16-5-2014.
P3 : TRUE COPY OF THE ORDER NO.E-5695/14 DATED 16-10-2014.
P4 : THE TRUE COPY OF THE LETTER NO.E-5695/14 DATED 31-10-2014.
P5 : THE TRUE COPY OF THE LR.NO.E-5695/14 DATED 28-4-2015.

RESPONDENT(S) ' EXHIBITS
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EXT.R2(A): COPY OF THE DOCUMENT WITH ITS DTP PRINT.

EXT.R2(B): COPY OF THE SUSPENSION ORDER DATED 31/12/2012

EXT.R2(C) PROCEEDINGS DATED 1-2-2015 OF KERALA OORAIMA DEVASWOM BOARD.

EXT.R2(D): COPY OF THE DISMISSAL NOTICE DATED 6/5/2015 ISSUED BY KERALA
OORAIMA DEVASWOM BOAARD.

EXT.R2(E): COPY OF THE COMPLAINT SUBMITTED BEFORE CIRCLE INSPECTOR,
PIRAVOM.

EXT.R2(F): COPY OF THE NOTICE DATED 30/5/2015 ISSUED BY THE DEVASWOM
BOARD.

EXT.R2(G): COPY OF THE REPRESENTATION DATED 1/6/2015.

EXT.R2(H): COPY OF THE COMMUNICATION DATED 30/5/2015 GRANTING APPROVAL
TO THE TEMPLE ADVISORY COMMITTEE.

ET.R2(I). COPY OF THE NOTICE OF THE 'VIDYA GOPALA MANTHRAM' PROGRAM

EXT.R2(J): COPY OF THE PHOTOGRAPH OF THE FUNCTION.

EXT.R2(K): COPY OF THE PHOTOGRAPH OF THE FUNCTION .

/TRUE COPY/ PS TO JUDGE.

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

W.P.(C). No.15217 of 2015

Dated this the 10th day of June, 2015

JUDGMENT

Thottathil B. Radhakrishnan, J.

The petitioner is stated to be a former employee of the temple. He says that he is the president of a trust, which is interested in the affairs of the temple in question. According to him, the Cochin Devaswom Board is not considering the request to take over temple. However, it is submitted by the learned counsel that the temple actually belongs to Oorazhma devaswom and no decision shall be finalised by the Cochin Devaswom without hearing the Oorazhma Devaswom. Under such circumstances, it is directed that any action by the Cochin Devaswom Board shall be in strict conformity with law and after hearing the necessary parties, particularly, Oorazhma Devaswom.

The writ petition is ordered accordingly.

Sd/-

**THOTTATHIL B.RADHAKRISHNAN
Judge**

Sd/-

**SUNIL THOMAS
Judge**

/true copy/ PS to Judge.

dpk

