

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

TUESDAY, THE 2ND DAY OF JUNE 2015/12TH JYAISHTA, 1937

WP(C).No. 16245 of 2015 (E)

PETITIONER(S):

**MATHEWS GEORGE, AGED 50 YEARS,
S/O.GEORGE, KAVALAM HOUSE, KURISUMOOD P.O.,
CHANGANASSERY, KOTTAYAM DISTRICT.**

BY ADV. SRI.M.S.RADHAKRISHNAN NAIR

RESPONDENT(S):

- 1. THE STATE ELECTION COMMISSION,
REPRESENTED BY ITS SECRETARY,
CORPORATION OFFICE COMPLEX, LMS JUNCTION,
THIRUVANANTHAPURAM-33.**
- 2. RANI VINOD,
THOPPIL HOUSE, NEAR AYURVEDA HOSPITAL, PERUNNAI P.O.,
CHANGANASSERY, KOTTAYAM DISTRICT - 686 102.**

R1 BY ADV. SRI.MURALI PURUSHOTHAMAN, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
02-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

msv/

WP(C).No. 16245 of 2015 (E)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHBIIT P1 TRUE COPY OF THE PETITION BEFORE THE 1ST RESPONDENT FOR
DISQUALIFY THE 2ND RESPONDENT**

RESPONDENT(S)' EXHIBITS:

NIL

//TRUE COPY//

P.S.TO JUDGE

MsV/

A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 16245 of 2015

Dated this the 2nd day of June, 2015.

JUDGMENT

The petitioner has filed this writ petition for a direction to the State Election Commission for an early disposal of Ext.P1 petition.

2. The petitioner is the petitioner in O.P.No.113 of 2014 pending before the first respondent. The petitioner alleges that the said petition was filed before the 1st respondent for a declaration that the second respondent committed defection and hence she is disqualified to continue as councilor of Changanassery Municipality and also for a declaration that the respondent is disqualified for a period of 6 years to contest in any election to the local bodies. Ext.P1 was filed as early as in October 2015. The petitioner's evidence was over in March 2015. The petitioner further alleges that the second respondent was seeking adjournments with the ulterior motive of prolonging the matter till the next

election to the local bodies are commenced. The next election to the local bodies are scheduled in September, 2015. It is with this background the petitioner has come up before this Court.

2. The learned Standing Counsel for the State Election Commission, on instructions, submitted that the petitioner's evidence was over and now the case stands posted for production of witness schedule by the respondent on 3.6.2015.

As the learned Election Commission is earnestly proceeding with the consideration of Ext.P1, the writ petition is disposed of expressing the hope that the learned Election Commission shall dispose of the same, as expeditiously as possible.

Sd/-
A.V. RAMAKRISHNA PILLAI
JUDGE

Scl.