

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&

THE HONOURABLE MR. JUSTICE SUNIL THOMAS

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYAISHTA, 1937

WP(C).No. 19199 of 2014 (Y)

PETITIONER:

JAYACHANDRAN NAMBUTHIRI AGED 62 YEARS
S/O NARAYANAN NAMBUTHIRI, THE FIT PERSON, SRI
MAKERI DEVASWAM, KURINGOTTILLAM, PURAERI (P.O)
VADAKARA

BY ADVS.SRI.NIDHI BALACHANDRAN
SRI.SABU GEORGE

RESPONDENTS:

1. THE COMMISSIONER
MALABAR DEVASAM BOARD, HOUSEFED COMPLEX, ERANHIPPALAM
KOZHIKODE 673006

2. THE DEPUTY COMMISSIONER,
HINDU RELIGIOUS AND CHARITABLE ENDOWMENT
(ADMINISTRATION) DEPARTMENT
CIVIL STATION, KOZHIKODE 673020

3. SRI MAKKERI DEVASWAM
REPRESENTED BY ITS EXECUTIVE OFFICER, MAKKERI (P.O)
KANNUR DISTRICT 670622

4. PARAMESWARA PODUVAL,
S/O DAMODAR PODUVAL, THODAYIL ILLAM, MAKKERI (P.O)
KANNUR DISTRICT 670622

R1 BY ADV. SRI.K.R.SUNIL, SC, MALABAR DEVASWOM BOARD
R3 BY ADV. SRI.K.V.SOHAN
R3 BY ADV. SMT.SREEJA SOHAN.K.
R4 BY ADV. SRI.P.R.SREEJITH
R4 BY ADV. SRI.M.PRAMOD KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
03-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S) ' EXHIBITS:

EXHIBIT P1 TRUE COPY OF THE ORDER DATED 24-03-2003 ISSUED BY THE
2ND RESPONDENT APPOINTING THE PETITIONER AS THE FIT PERSON

EXHIBIT P2 TRUE COPY OF THE REPRESENTATION SUBMITTED BEFORE THE
PETITIONER BEFORE THE 2ND RESPONDENT ON 08-10-2013

EXHIBIT P3 TRUE COPY OF THE REPRESENTATION SUBMITTED BEFORE THE
PETITIONER BEFORE THE 2ND RESPONDENT ON 04-12-2013

EXHIBIT P4 TRUE COPY OF THE APPLICATION FILED UNDER RIGHT TO
INFORMATION ACT BY THE PETITIONER

EXHIBIT P5 TRUE COPY OF THE REPLY DATED 28-06-2014 RECEIVED BY THE
PETITIONER TO EXHIBIT P4 APPLICATION

RESPONDENT(S) ' EXHIBITS:NIL

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

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W.P(C).No.19199 of 2014

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Dated this the 03rd day of June, 2015

JUDGMENT

Thottathil B. Radhakrishnan, J.

This writ petition is filed complaining that a particular representation has not been acted upon. We have seen the rival contentions which would ultimately emanate. Under such circumstances, we direct that the representation of the petitioner pending with the second respondent shall be taken up and decided upon in accordance with law. All issues on merit are left open.

The writ petition is ordered accordingly.

Sd/

**THOTTATHIL B. RADHAKRISHNAN
Judge**

Sd/

**SUNIL THOMAS
Judge**

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