

IN THE COURT OF THE MUNSIFF, KOYILANDY
Present:- Miss. Raveena Naz, Munsiff, Koyilandy

Thursday the 10th day of July, 2025

I.A. No. 6/2024 in O.S. No. 67/2021

Between:

- 1 Unnikrishnan Nambeesan @ Unnikrishnan P.M,
S/o. Devaki Brahmini Amma, Aged 71 years, Udhaya
Sree, Downhill Post, Malappuram, PIN- 676519
 - 2 Sankunni. V, S/o. Poomadathil Sankunni Nambeesan,
Aged 75 years, 'Sreebhadra' Kuniyil, Thrikkuttissery
Amsom Desom, Avidanallur Village, Vakayad PO,
Koyilandy Taluk, Kozhikode District.
- } Petitioners

And :

- 1 Madhavan, S/o. Appukkutty, Aged 72 years, Vadakke
Pookkadankandy House, Vakayad PO, Believer,
Devottee and Worshipper of the Diety of the
Thrikkuttissery Sree Maha Deva Temple,
Representing the The Deity of the Thrikkuttissery See
Maha Deva Temple, Avitanallur Village, Thrikkuttissery
Desom, Koyilandy Taluk, Kozhikode District.
 - 2 Thrikkuttissery Sree Maha Deva Temple, Avitanallur
Village, Thrikkuttissery Desom, Koyilandy Taluk,
Kozhikode District.
 - 3 State of Kerala, represented by the District Collector,
Kozhikode, Civil Station PO, Kozhikode.
 - 4 Assistant Engineer, Minor Irrigation Section II,
Kozhikode , Civil Station PO, Kozhikode.
 - 5 Thrivikraman Namboothiri, S/o. Thrivikraman
Namboothiri, Aged 83 years, Korayi House,
Chelannur PO, Thamarassery Amsom Desom,
Kozhikode Taluk, Kozhikode District.
 - 6 Vishnu Namboothiri, S/o. Narayanan Namboothiri,
Aged 80 years, Gayathri Nivas, Kakkancheri Illam,
Vakayad PO, Avitanallur Village, Thrikkuttissery
Desom, Koyilandy Taluk, Kozhikode District.
- } Respondents

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| <p>7 Govindan Namboothiri, S/o. Narayanan Namboothiri, Aged 87 years, Valamputhussery Illam, Vakayad PO, Avidanallur Village, Thrikkuttissery Desom, Koyilandy Taluk, Kozhikode District.</p> <p>8 Sankaran Namboothiri, S/o. Vasudevan Namboothiri, Aged 83 years, Palakkatt Illam (Mepplangattillam), Vakayad PO, Avidanallur Village, Thrikkuttissery Desom, Koyilandy Taluk, Kozhikode District.</p> <p>9 Sadanandan, S/o. Narayana Marar, Aged 56 years, Secretary, Thrikkuttissery Mahadeva Kshetra Committee, Ananda Bhavan House, Vakayad PO, Avitanallur Village, Thrikkuttissery Desom, Koyilandy Taluk, Kozhikode District.</p> | <p>}</p> <p>Respondents</p> <p>}</p> |
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This Petition coming on this day for hearing before me in the presence of Smt. Bindu. N, Advocate for Petitioners and Sri. Jayachandran Nandanassery, Advocate for Respondent No. 1 & 2 and AGP for Respondent No. 3 & 4 and Sri. M. Bindu, Advocates for Respondent No. 5 & 8 and Sri. G. Praveenkumar, Advocate for Respondent No. 6, 7 & 9 and the Court passed the following:

ORDER

1. Petition is filed under Order 1 Rule 10(2) and Section 151 of Code of Civil Procedure.
2. Petitioners herein are third parties. Petitioner contends that the petition schedule property as well as surrounding properties belongs to Poomadathil Tharavad and as per partition deed No. 7/1962 of Sub Registrar's Office, Naduvannur, the properties belongs to the Petitioner.
3. Respondent No. 1 and 2 filed Objection contending that the petition schedule property to belongs to Thrikkuttysery Devswam. The partition deed as alleged by Petitioner is invalid.

4. Heard both sides.
5. Petitioners herein contends that the Petitioners are the owners of the property as per partition deed No. 7/1962 of Sub Registrar's Office, Naduvannur. Although the suit is for injunction it is found that the interest of Petitioner will be affected and they have to be impleaded in the suit for the proper adjudication of the dispute. IA allowed. IA closed.

(Dictated to Confidential Assistant, typed by her in Office Computer, corrected and pronounced by me in Open Court, on this the 10th day of July, 2025)

Sd/-
MUNSIFF

Order in IA 6/2024
in OS 67/2021
Dated: 10.07.2025