

**IN THE COURT OF THE MUNSIFF OF KANNUR**

Present: Smt. Sushama P., Principal Munsiff, Kannur  
Thursday, the 23<sup>rd</sup> day of October, 2025 (1<sup>st</sup> Karthika, 1947)

**IA.2/2025 and IA.4/2025 in OS.311/2025**

**IA.2/2025:-**

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|-------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|----------------------------|
| 1. I.V.Chandran, aged 76 years, S/o.Narayanan,<br>Puthiyedavan House, (Illath Veed), Kandankali,<br>Kandankali P.O, Payyannur, Kannur, Kerala-<br>670307.         | ]<br>]<br>]<br>] |                            |
| 2. Kannan Nair.P.V, aged 88 years, S/o.Krishnan,<br>Putharikkal House, Mailadathadam, Azhikode.P.O.<br>Azhikode S.O, Kannur-670009.                               | ]<br>]<br>]      |                            |
| 3. Sidharthan.V, aged 63 years, S/o I.V.Kunhappa<br>Nair, (Vannarath), Sopanam, Kairaly Nagar,<br>Pilathara,P.O.Kadannappally, Kannur-670501.                     | ]<br>]<br>]      |                            |
| 4. Parammal Balakrishnan, aged 90 years, S/o.Rairu<br>Nair, Parammal House, Mailadathadam, Azhikode,<br>P.O.Azhikkode, Kannur-670009.                             | ]<br>]<br>]      | Petitioners/<br>Plaintiffs |
| 5. Rajeeven.K, aged 58 Years, (Kulangarath),<br>S/o.Balan Nair, C/o.T.K.Bindu, Thekkadavan<br>Kizhakke Veedu, Pilathara, Cheruthazham,<br>Kannur, Kerala- 670504. | ]<br>]<br>]<br>] |                            |
| 6. Santhosh.P, aged 52 years, (Pulukool),<br>S/o.Balakrishnan, Chodathil House, Kanhirathara,<br>P.O.Chirakkal, Kannur-670011.                                    | ]<br>]<br>]      |                            |
| 7. Shinoj Manniyodath, aged 43 years,<br>S/o.Sreenivasan, Manniyodath House,<br>Mailadathadam, Near Elangarumakan Temple,<br>Azhikode, Kannur District, 670009.   | ]<br>]<br>]<br>] |                            |
| 8. Balakrishnan.A.V, aged 76 years, S/o Kannan Nair,<br>Nandanam, (Palliprath) Mailadathadam,<br>Azheekode.P.O, Kannur - 670009.                                  | ]<br>]<br>]      |                            |

9. Narayanan.T, aged 71 years, S/o.Koman, President, ]  
 Sree Elangarumakan Temple, Residing at ]  
 Parammal House, Mailadathadam, Azhikode P.O, ]  
 Azhikode S.O, Azhikode, Kannur- 670009. ]
10. Shekharan Parammal, aged 60 years, ]  
 S/o.Narayanan.K, Joint Secretary, Sree ]  
 Elangarumakan Temple, Valiya Paramenal House, ]  
 Azhikode S.O, Azhikode, Kannur. 670000. ]

Petitioners/  
 Plaintiffs

Vs.

1. Gangadharan P, aged 72 years, S/o Narayanan Nair, ]  
 Putharikkala House, Mailadathadam, ]  
 P.O.Azheekode, Azheekode South Amosm desom- ]  
 670009. ]
2. Radhakrishnan.K, aged 59 years, S/o.Kunhambu ]  
 Nair, Kizhakke Meppad, Mailadathadam, ]  
 P.O.Azheekode, Azheekode South Amosm, ]  
 Azheekode Desom, Kannur District-670009. ]
3. Sureshan.N.P, aged 69 years, S/o Kannan Nair, ]  
 Nalupurakkal Puthirikkal, Mailadathadam.P.O, ]  
 Azheekode South Amosm, Azheekode Desom. ]  
 Kannur Taluk, Kannur Dist- 670009. ]
4. Vinod.P, aged 45 years, S/o Ramachandran, ]  
 Pulkool House, Mailadathadam, P.O.Azheekode, ]  
 Azheekode South Amsom, Azheekode Desom, ]  
 Kannur Taluk, Kannur Dist- 670009. ]
5. Shekharan Parammal, aged 67 years, ]  
 S/o.Narayanan Nair, Parammal House, ]  
 Mailadathadam, P.O.Azheekode, Azhikode South ]  
 Amsom, Azhikode Desom, Kannur Taluk, ]  
 Kannur District – 670009. ]
6. Hareesh Ilambilan Veetil, aged 44 years, ]  
 S/o.Karunakaran, Karuna, Mailadathadam, ]  
 P.O.Azheekode, Azhikode South Amsom, ]  
 Azhikode Desom, Kannur Taluk, Kannur, 670009. ]

Respondents/  
 Defendants

- |                                                                                                                                                                                    |   |              |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|--------------|
| 7. A.V.Shivaraman, aged 76 years, S/o.Kunhiraman Nair, Rt. Deputy Thahasildar, Aroli Veedu, Ayikkal, P.O.Pappinisseri, Pappinisseri Amosm Desom, Kannur Taluk, Kannur Dist-670561. | ] |              |
|                                                                                                                                                                                    | ] |              |
|                                                                                                                                                                                    | ] |              |
|                                                                                                                                                                                    | ] | Respondents/ |
| 8. Sukumaran.K, aged 72 years, S/o Kammaran, Kambrath, Mailadathadam, P.O.Azhikode, Azhikode South Amosm, Azhikode Desom, Kannur Taluk, Kannur District – 670009.                  | ] | Defendants   |
|                                                                                                                                                                                    | ] |              |
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**IA.4/2025:**

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|--------------------------------------------------------------------------------------------------------------------------|---|--------------|
| 1. Gangadharan P, aged 72 years, S/o Narayanan Nair, Putharikkal House, Mailadathadam, P.O.Azheekode.                    | ] |              |
|                                                                                                                          | ] |              |
| 2. Radhakrishnan.K, aged 59 years, S/o.Kunhambu Nair, Kizhakke Meppad, Mailadathadam, P.O.Azheekode.                     | ] |              |
|                                                                                                                          | ] |              |
| 3. Sureshan.N.P, aged 69 years, S/o Kannan Nair, Nalupurakkal Puthirikkal, Mailadathadam, 670009.                        | ] |              |
|                                                                                                                          | ] |              |
| 4. Vinod.P, aged 45 years, S/o Ramachandran, Pulukkool House, Mailadathadam, P.O.Azheekode, 670009.                      | ] | Petitioners/ |
|                                                                                                                          | ] | Defendants   |
| 5. Shekharan Parammal, aged 67 years, S/o.Narayanan Nair, Parammal House, Mailadathadam, P.O.Azheekode,670009.           | ] |              |
|                                                                                                                          | ] |              |
| 6. Hareesh Ilambilan Veettil, aged 44 years, S/o.Karunakaran, Karuna, Mailadathadam, P.O.Azheekode, 670009.              | ] |              |
|                                                                                                                          | ] |              |
| 7. A.V.Shivaraman, aged 76 years, S/o.Kunhiraman Nair, Retd. Deputy Thahasildar, Aroli Veedu, Ayikkal, P.O.Pappinisseri. | ] |              |
|                                                                                                                          | ] |              |
|                                                                                                                          | ] |              |
| 8. Sukumaran.K, aged 72 years, S/o Kammaran, Kambrath, Mailadathadam, Kannur District – 670009.                          | ] |              |
|                                                                                                                          | ] |              |
|                                                                                                                          | ] |              |

Vs.

- |                                                      |   |              |
|------------------------------------------------------|---|--------------|
| 1. I.V.Chandran, aged 76 years, S/o.Narayanan,       | ] |              |
| Puthiyedavan House, Kandankali P.O, Payyannur,       | ] |              |
| Kannur, Kerala-670307.                               | ] |              |
| 2. Kannan Nair.P.V, aged 88 years, S/o.Krishnan,     | ] |              |
| Putharikkal House, Mailadathadam, Azhikode.P.O.      | ] |              |
| Kannur-670009.                                       | ] |              |
| 3. Sidharthan.V, aged 63 years, S/o I.V.Kunhappa     | ] |              |
| Nair, (Vannarath), Sopanam, Kairaly Nagar,           | ] |              |
| Pilathara, P.O.Kadannappally, Kannur-670501.         | ] |              |
| 4. Parammal Balakrishnan, aged 90 years, S/o.Rairu   | ] |              |
| Nair, Parammal House, Mailadathadam,                 | ] |              |
| P.O.Azhikkode, Kannur-670009.                        | ] |              |
| 5. Rajeeven.K, aged 58 Years, (Kulangarath),         | ] |              |
| S/o.Balan Nair, C/o.T.K.Bindu, Thekkadavan           | ] | Respondents/ |
| Kizhakke Veedu, Pilathara, Cheruthazham,             | ] | Plaintiffs   |
| Kannur, Kerala- 670504.                              | ] |              |
| 6. Santhosh.P, aged 52 years, (Pulukkool),           | ] |              |
| S/o.Balakrishnan, Chodathil House, Kanhirathara,     | ] |              |
| P.O.Chirakkal, Kannur-670011.                        | ] |              |
| 7. Shinoj Manniyodath, aged 43 years,                | ] |              |
| S/o.Sreenivasan, Manniyodath House,                  | ] |              |
| Mailadathadam, Near Elangarumakan Temple,            | ] |              |
| Azhikode, Kannur District, 670009.                   | ] |              |
| 8. Balakrishnan.A.V, aged 76 years, S/o Kannan Nair, | ] |              |
| Nandanam, (Palliprath) Mailadathadam,                | ] |              |
| Azheekode.P.O, Kannur - 670009.                      | ] |              |
| 9. Narayanan.T, aged 71 years, S/o.Koman, President, | ] |              |
| Sree Elangarumakan Temple, Residing at               | ] |              |
| Parammal House, Mailadathadam, Azhikode P.O,         | ] |              |
| Azhikode, Kannur- 670009.                            | ] |              |

- |                                              |   |              |
|----------------------------------------------|---|--------------|
| 10. Shekharan Parammal, aged 60 years,       | ] |              |
| S/o.Narayanan.K, Joint Secretary, Sree       | ] |              |
| Elangarumakan Temple, residing at Valiya     | ] | Respondents/ |
| Paramenal House, Myladathadam, Azhikode P.O, | ] | Plaintiffs   |
| Kannur. 670009.                              | ] |              |

These petitions coming on this day for hearing before me in the presence of S/Sri.Anurag.T.C and Simmi.P, Advocates for Petitioners in IA.2/2025 and respondents in IA.4/2025; S/Sri.A.V.Balachandran and Binu Viswambharan, Advocates for respondents in IA.2/2025 and petitioners in IA.4/2025 and the court passed the following:-

### **COMMON ORDER**

1. I.A 2/2025 is filed to pass an order of interim injunction restraining the respondents and any other person claiming through them in any way interfering with the peaceful enjoyment and functions of Sree Elangarumakan Temple situated in the plaint schedule property and commit any waste therein till the disposal of the suit.

2. I.A 4/2025 is filed to dismiss IA 2/2025 and to vacate the injunction order passed against the petitioners (respondents in IA 2/2025).

3. Heard both sides.

4. After hearing the counsel for the petitioners in IA 2/2025 an ad interim injunction order was passed on 26-8-2025 restraining the respondents from interfering with the functions of Sree Elangarumakan Temple situated in the plaint schedule property.

5. IA 4/2025 is filed to dismiss the injunction petition being a vexatious one on the ground that the petitioners are Ooralan members of Sree

Elangarumakan Temple and they are actively participating in the day to day affairs of the temple as Ooralan and worshippers. The temple committee never acquired any independent right over temple property apart from that of Ooralans. Whereas the petitioner is resisted on the ground that the petitioners have formed a trust with an intention to illegally grabb the property of the temple.

6. The learned counsel for the petitioners in IA 4/2025 would contend that the petitioners being the Ooralans they cannot be restrained from entering the temple premises for offering prayers they are the worshippers of the temple. The learned counsel for the respondents submitted that they have no objection in modifying the injunction order permitting the petitioners in IA 4/2025 to enter the temple premises for offering prayers.

7. It is admitted by the petitioners in IA 2/2025 that the respondents in IA 2/2015 are distant tharawad members of Ooralans family. So at this juncture depriving their right to enter the temple for offering prayers cannot be denied. As conceded by both sides an ad interim injunction order passed in IA.2/2025 on 26-8-2-25 is modified as follows:- The petitioners in IA 4/2025 is permitted to enter the temple premises situated in the plaint schedule property for offering prayers and they are restrained from interfering with the administration of Sree Elangarumakan Temple situated in the plaint schedule property till the disposal of the suit.

**In the result,** an ad-interim injunction order passed in IA.2/2025 is modified as follows:-

The petitioners in IA.4/2025 is permitted to enter the temple premises situated in the plaint schedule property for offering prayers and they are

restrained from interfering with the administration of Sree Elangarumakan Temple situated in the plaint schedule property till the disposal of the suit.

(Dictated to the Confidential Assistant, transcribed and typed by her, corrected and pronounced by me in open court, this the 23<sup>rd</sup> day of October, 2025)

Sd/-

PRINCIPAL MUNSIF

// True Copy//

PRINCIPAL MUNSIF

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Fair/Spare of Common Order in  
IA.2/2025 and IA.4/2025 in OS.311/2025,  
dt: 23.10.2025.