

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MRS. JUSTICE MARY JOSEPH

Monday, the 8th day of March 2021/17th Phalguna, 1942IA/1/2020 IN RFA/502/2012

Against OS No.354/2004 of the II ADDITIONAL SUB COURT, TRIVANDRUM
APPLICANTS/APPELLANTS/DEFENDANTS 1 TO 3 IN O.S.

1. STATE OF KERALA

REPRESENTED BY THE CHIEF SECRETARY TO GOVERNMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE INSPECTOR GENERAL OF PRISONS,
POOJAPPURA, THIRUVANANTHAPURAM.3. THE SUPERINTENDENT OF SUB JAIL,
ATTAKULANGARA, THIRUVANANTHAPURAM.

RESPONDENTS/RESPONDENTS/PLAINTIFFS ADDL. PLAINTIFFS &
DEFENDANTS 4 TO 15 IN O.S.

1. ABOOBACKER (DIED),
S/O.ABDULLA, RESIDING AT 'FATHIMA MANZIL, CHANNANKARA,
KADINAMKULAM, THIRUVANANTHAPURAM.2. SHAREEFA BEEVI (DIED),
W/O.ABOOBACKER, CHANNANKARA, KADINAMKULAM,
THIRUVANANTHAPURAM.3. ZEENA,
D/O.ABOOBACKER, CHANNANKARA, KADINAMKULAM,
THIRUVANANTHAPURAM.4. AYISHA,
D/O.ABOOBACKER, CHANNANKARA, KADINAMKULAM,
THIRUVANANTHAPURAM.5. ABDUL LATHEEF,
S/O.ABOOBACKER, CHANNANKARA, KADINAMKULAM,
THIRUVANANTHAPURAM.6. FATHIMA,
D/O.ABOOBACKER, CHANNANKARA, KADINAMKULAM,
THIRUVANANTHAPURAM.7. REGHUMA BEEVI (DIED),
M/O.ABOOBACKER, CHANNANKARA, KADINAMKULAM,
THIRUVANANTHAPURAM.8. FAROOK @KARATE FAROOK,
S/O.AZoor, RESIDING AT PUTHUVAL PUTHEN VEEDU, NEAR
ST.ANTONY'S SCHOOL, TC 35/474, BANGLADESH COLONY,

VALLAKKADAVU, THIRUVANANTHAPURAM AND NOW AT CENTRAL JAIL, THIRUVANANTHAPURAM.

9. SATHAR,

S/O.ABOOBACKER, RESIDING AT NAZEEMA BHAVAN, PUTHUVAL THEKKE WARD, KUDAPPANAKUNNU, THIRUVANANTHAPURAM NOW AT CENTRAL JAIL, THIRUVANANTHAPURAM.

10. ANIL DAS,

S/O.TITUS, KP7/582, THARATTAYIL VEEDU, KUDAPPANAKUNNU, NOW AT CENTRAL JAIL, THIRUVANANTHAPURAM.

11. MANAF,

S/O.IBRAHIM KUTTY, THARNEEM MANZIL, TC 35/705, BANGLADESH COLONY, VALLAKADAVU, THIRUVANANTHAPURAM NOW AT CENTRAL JAIL, THIRUVANANTHAPURAM.

12. SOOJA,

S/O.LATHEEF, RESIDING AT TC 35/1044, SUMINA MANZIL, VALLAKKADAVU P.O., THIRUVANANTHAPURAM.

13. SHANAVAS,

S/O.JALALUDHEEN, RESIDING AT SIMPLE HOUSE, TC 35/1491, NEAR N.S.DIPPO, VALLAKKADAVU WARD, THIRUVANANTHAPURAM.

14. LAL KHAN,

S/O.SHAHUL HAMEED, RESIDING AT LAL MANZIL, NEAR SABARIGAR CHURCH, VALLAKKADAVU, THIRUVANANTHAPURAM.

15. AYOOB,

S/O.SIRAJUDHEEN, RESIDING AT TC 36/93, SYAMILA MANZIL, THONDUKADAVU, KARALI, PERUNTHANNI WARD, THIRUVANANTHAPURAM.

16. HASHIM,

S/O.KABEER, RESIDING AT TC 35/487, RAJILA MANZIL, VALLAKKADAVU WARD, THIRUVANANTHAPURAM.★

17. SAJEER,

S/O.SHABEER, RESIDING AT TC 46/575, MANIKYA VILAKOM WARD, MUTTATHARA, THIRUVANANTHAPURAM.

18. RAFEEQ,

S/O.ABBAS, RESIDING AT TC 46/901, MANIKYA VILAKOM WARD, MUTTATHARA, THIRUVANANTHAPURAM.

19. SULAIMAN,

S/O.ALIKUNJU, RESIDING AT SAINABA MANZIL, CHANNANKARA, KADINAMKULAM, CHIRAYINKIL TALUK, THIRUVANANTHAPURAM NOW AT CENTRAL JAIL, THIRUVANANTHAPURAM.

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to stay all the further proceedings pursuant to the judgment and decree dated 24.11.2017 in O.S.No.354/2004 of the Addl.

Sub Court,Thiruvananthapuram and E.P.No.198/2009 in O.S.No.354/2004,till the disposal of the Regular First appeal.

This application again coming on for orders upon perusing the application and the affidavit filed in support thereof, and this court's order dated 29-01-2021 in IA 1 of 2020 and upon hearing the arguments of GOVERNMENT PLEADER for the petitioners the court passed the following

O R D E R

Interim order stands extended for a period of three months.

08-03-2021



/true copy/

Sd/-
MARY JOSEPH,JUDGE

Sd/-
ASSISTANT REGISTRAR