

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE BASANT BALAJI

TUESDAY, THE 2ND DAY OF JULY 2024 / 11TH ASHADHA, 1946

CON.CASE(C) NO. 397 OF 2024

AGAINST THE JUDGMENT DATED 08.01.2024 IN WP(C) NO.19407 OF
2023 OF HIGH COURT OF KERALA

PETITIONER:

THE TRUSTEE
AGED 56 YEARS, OLAPPAMANNA MANA DEVASWOM, H.O.
PALLIKURUP, PALAKKAD DISTRICT, PIN - 678582
BY ADV P.JAYARAM

RESPONDENTS:

- 1 RAGHUNATHAN. K. K
AGE AND FATHERS NAME NOT KNOWN TO THE PETITIONER,
EXECUTIVE OFFICER, SREE PANORKAVU KANDATHARKAVU
TEMPLE, (SREE OLAPPAMANNA MANA GROUP DEVASWOM) P.O.
VARODE, KOTTAYI, PALAKKAD DISTRICT, PIN - 678572
- 2 THRIVIKRAMAN P,
AGED 62 YEARS, S/O LATE SHANKARAN EMBRANTHIRI,
PALAKKULAM ILLOM, SREE NANDHANAM, P.O.KOTTAYI,
PALAKKAD DISTRICT, PIN - 678572
- 3 BEENA
AGE AND FATHER'S NAME NOT KNOWN TO THE PETITIONER,
THE COMMISSIONER, MALABAR DEVASWOM BOARD, HOUSE FED
COMPLEX, P.O.ERANHIPPALAM, KOZHIKODE
IS IMPEADED AS ADDITIONAL R3 AS PER ORDER DATED
07.03.2024 IN IA 2/2024 IN COC 397/2024.
BY ADVS. K.MOHANAKANNAN ADV.EDAMANA NARAYANAN .
R.RANJANIE

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING BEEN FINALLY
HEARD ON 02.07.2024, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

JUDGMENT

(Dated this the 2nd day of July 2024)

The counsel for the 3rd respondent submits that aggrieved by the judgment of this Court in W.P.(C) No.19407/2023 dated 08.01.2024, the petitioner himself has filed an appeal as W.A No.383/2024. Therefore, the petitioner cannot file a contempt case alleging disobedience.

Therefore, the contempt case is closed with liberty to reopen the case if necessary.

Sd/-
BASANT BALAJI
JUDGE

JS

APPENDIX OF CON.CASE(C) 397/2024

PETITIONER ANNEXURES

- ANNEXURE A1 CERTIFIED COPY OF JUDGMENT DATED 08/01/2024 IN WPC NO.19407/2023, HIGH COURT OF KERALA
- ANNEXURE A2 TRUE COPY OF THE COMMON JUDGMENT DATED 22/05/2023 IN WP(C) NO. 12664/2023 AND WP(C) NO. 14380/2023
- ANNEXURE A3 TRUE COPY OF THE JUDGMENT DATED 09/10/2023 IN WP(C) NO. 19407/2023
- ANNEXURE A4 TRUE COPY OF THE ORDER DATED 24/01/2024 ISSUED BY THE 1ST RESPONDENT HEREIN REINSTATING THE 2ND RESPONDENT IN THE SERVICE OF THE PANORKAVU TEMPLE
- ANNEXURE A5 TRUE COPY OF THE ORDER DATED 01/02/2024 IN I.A.NO. 3/2024 IN R.P.NO.2/2024 ON THE FILES OF THE COMMISSIONER, MALABAR DEVASWOM BOARD, KOZHIKODE
- ANNEXURE A6 TRUE COPY OF THE CONTEMPT OF COURT (C) NO. 1565 OF 2023, HIGH COURT OF KERALA
- ANNEXURE A7 TRUE COPY OF THE WRIT PETITION IN WP(C) NO. 12664 OF 2023

RESPONDENT ANNEXURES

- ANNEXURE R1(A) TRUE COPY OF THE REPRESENTATION DATED 02.01.2024 SUBMITTED BY THE 2ND RESPONDENT
- ANNEXURE R1(B) TRUE COPY OF THE COMMUNICATION SENT BY THE COMMISSIONER, TO THE EXECUTIVE OFFICER DATED 08.02.2024
- ANNEXURE R1(C) TRUE COPY OF THE JUDGMENT IN CON.CASE©1565/2023 DATED 3-8-2023