



IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE D. K. SINGH

FRIDAY, THE 7TH DAY OF MARCH 2025 / 16TH PHALGUNA, 1946

CON.CASE(C) NO. 397 OF 2024

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

PETITIONER/S:

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

BY ADV P.JAYARAM

RESPONDENT/S:

- 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 FINALLY HEARD ON 07.03.2025, THE COURT ON
THE SAME DAY DELIVERED THE FOLLOWING:



JUDGMENT

The present Contempt Case has been filed for alleged wilful disobedience of the judgment dated 08.01.2024 passed in W.P.(C) No.19407/2023 whereby the Executive Officer appointed in the Sree Kandatharkavu Panarkavu Bhagavathi Kshethram was held empowered to continue the disciplinary proceedings against Mr P Thrivikraman, the petitioner in the writ petition. It was also directed that the disciplinary proceedings should be concluded within a period of one month from the date of receipt of a copy of the judgment and the petitioner should be paid a subsistence allowance during the suspension period. It appears that the Executive Officer has revoked the petitioner's suspension and reinstated him in the service. However, the disciplinary proceedings are continuing.

2. The Temple Trustee has come before this Court in this Contempt Case, alleging that, as per the judgment dated 08.01.2024 passed in W.P.(C) No.19407/2023, the petitioner, Mr P Thrivikraman, was



not required to be reinstated in service until the completion of the disciplinary proceedings.

3. I do not find such a contention is tenable inasmuch as the judgment does not direct that the petitioner be kept under suspension until the disciplinary proceedings are completed. It is always open to the competent authority to revoke the suspension during the pendency of the disciplinary proceedings, and the employee gets reinstated upon the revocation of the suspension.

4. Therefore, the contempt case is wholly misconceived and is hereby dismissed. All Interlocutory Applications regarding interim matters stand closed.

Sd/-

D. K. SINGH

JUDGE



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

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 A6	true copy of the contempt of court (C) No. 1565 of 2023, High Court of Kerala

PETITIONER ANNEXURES

Annexure A7	true copy of the Writ petition in WP(C) No. 12664 of 2023
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RESPONDENT ANNEXURES

Annexue R1(c)	True copy of the Judgment in Con.Case©1565/2023 dated 3-8-2023
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