

**Fr.Raju John Vs. Deva Manohar S and Others**

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**SooperKanoon Citation :** [sooperkanoon.com/1166578](http://sooperkanoon.com/1166578)

**Court :** Kerala

**Decided On :** Oct-24-2014

**Judge :** Honourable Mr. Justice K.Abraham Mathew

**Appellant :** Fr.Raju John

**Respondent :** Deva Manohar S and Others

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR. JUSTICE K.ABRAHAM MATHEW FRIDAY, THE 24<sup>TH</sup> DAY OF OCTOBER 2014 2<sup>ND</sup> KARTHIKA, 1936 Con.Case(C).No. 1413 of 2011 (S) IN WP(C).7115/2010

PETITIONERS/PETITIONERS: ----- 1. FR.RAJU JOHN, AGED 52 YEARS, S/O. LATE KOCHUPAPPY, VICAR, KADEESA JACOBITE SYRIAN CHURCH, KAYAMKULAM ALAPPUZHA DISTRICT, RESIDING AT RINI VILLA, ERUVA P.O. KAYAMKULAM.

2. K.E.IDICULLA, S/O. LATE GEEVARGHESE EASO, AGED 71 KADEESA JACOBITE SYRIAN CHURCH, KAYAMKULAM ALAPPUZHA DISTRICT, RESIDING AT PARAMBURETH HOUSE PERINGOLA P.O., KAYAMKULAM. BY ADVS.SRI.N.N.SUGUNAPALAN (SR.) SRI.LIJU. M.P SRI.SAJAN VARGHEESE K.

CONTEMNORS/RESPONDENTS NO 4 TO 6

----- 1. DEVA MANOHAR S., FATHER'S NAME NOT KNOWN AND AGE NOT KNOWN TO THE PETITIONERS DEPUTY

SUPERINTENDENT OF POLICE, KAYAMKULAM690502.

2. SHANI HAN A.R., FATHER'S NAME NOT KNOWN AND AGE NOT KNOWN TO THE PETITIONERS, CIRCLE INSPECTOR OF POLICE KAYAMKULAM POLICE STATION, KAYAMKULAM690502.

3. P.C. ROY, S/O. LATE CHACKO AGE NOT KNOWN TO THE PETITIONERS PEEDIKAKKAL HOUSE, MARKET ROAD, KAYAMKULAM690502 R3 BY ADVS. SRI.P.MARTIN JOSE SRI.P.PRIJITH SRI.ANEESH JAMES R BY GOVERNMENT PLEADER THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 24-10-2014, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: Con.Case(C).No. 1413 of 2011 (S) IN WP(C).7115/2010 APPENDIX PETITIONERS' ANNEXURES: A. COPY OF THE

ORDER

DATED 25.11.2010 PASSED IN I.A.NO.11271/2010 IN WPC71152010 ON THE FILE OF THIS HON'BLE COURT, AS CORRECTED BY

ORDER

DATED 19.12.11 PASSED IN I.A.20252/11 IN IA NO.11271/10. A(1) COPY OF THE

ORDER

DATED 25.11.2010 PASSED IN I.A.NO.11271/2010 IN WPC71152010 ON THE FILE OF THIS HON'BLE COURT. B. COPY OF THE

ORDER

DATED 11.12.2010 PASSED IN IA NO.16693/2010 IN WPC71152010. C. COPY OF THE

ORDER

DATED 11.12.2010 PASSED BY THE SUB DIVISIONAL MAGISTRATE AT CHENGANNUR. D. COPY OF THE LETTER SENT BY P.G. ABRAHAM IN CONNECTION WITH THE BURIAL OF HIS MOTHER, TO THE PETITIONER NO.1 E. COPY OF CONSENT LETTER SUBMITTED BY THE AUTHOR OF ANNEXURE D. F. COPY OF THE LETTER DATED 29.2011 SENT BY SRI. K.V.

JOHN TO THE PETITIONER NO.1. G. COPY OF THE CONSENT LETTER SUBMITTED FOR THE BURIAL OF THE DEAD MENTIONED IN ANNEXURE F. H. COPY OF THE NOTICE ISSUED TO SRI.K.V. ABRAHAM IN CONNECTION WITH ANNEXURE G. I. COPY OF THE COMMUNICATION DATED 18.10.2011 ISSUED BY THE DYSP.KAYAMKULAM J.

COPY OF A LETTER SENT BY ONE OF THE PARISHIONERS TO THE MANAGING COMMITTEE OF THE JACOBITE CHURCH K. COPY OF THE PETITION SUBMITTED BEFORE THE CHIEF MINISTER, THE DIRECTOR GENERAL OF POLICE, THIRUVANANTHAPURAM AND THE DISTRICT COLLECTOR, ALAPUZHA L. COPY OF THE RECEIPT ISSUED ON SENDING ANNEXURE K TO THE CHIEF MINISTER OF KERALA. M. COPY OF THE RECEIPT ISSUED ON SENDING ANNEXURE K TO THE DIRECTOR GENERAL OF POLICE, THIRUVANANTHAPURAM N. COPY OF THE RECEIPT ISSUED ON SENDING ANNEXURE K TO THE SUPERINTENDENT OF POLICE, ALAPUZHA O. COPY OF THE COMPLAINT MADE TO THE CHIEF MINISTER'S CALL CENTRE. Con.Case(C).No. 1413 of 2011 (S) IN WP(C).7115/2010 CONTEMNORS' ANNEXURES: R3(a) COPY OF

ORDER

IN I.A.329/1975 IN O.S.NO.27/1975 OF SUB COURT, MAVELIKKARA DATED 11.8.1975 R3(b) COPY OF

ORDER

IN C.M.A.38/1975 DATED 4.2.1976 OF THE DISTRICT COURT, MAVELIKKARA R3(c) COPY OF

ORDER

IN C.R.P.1397/1976 DATED 14.3.1977 OF THIS HON'BLE COURT R3(d) COPY OF AFFIDAVIT & PETITION IN I.A.NO.4704 OF 2007 IN A.S.NO.113/2002 BEFORE THIS HON'BLE COURT. R3(e) COPY OF I.A.NO.4704 OF 2007 IN A.S.NO.113/2002 FILED BY THE APPELLANTS BEFORE THIS HON'BLE COURT. R3(f) COPY OF

ORDER

IN I.A.NO.1495/2001 IN O.S.NO.48/2001 OF SUB COURT, MAVELIKKARA R3(g)  
COPY OF CONSENT FOR BURIAL OF THOMAS K. RAJA R3(h) COPY OF  
CERTIFICATE ISSUED BY THE VICAR OF PATRIARCH FACTION R3(i) COPY  
OF CONSENT OF BURIAL OF BABU THOMAS R3(j) SERIES COPY OF  
CONSENT LETTERS FOR BURYING THE DEAD OF THE PARSHIONERS OF  
THE CHURCH R3(k) COPY OF CONSENT LETTERS ISSUED BY THE  
MEMBERS OF THE JACOBITE FACTION R3(l) COPY OF PHOTOGRAPH  
//TRUE COPY// P.A. TO JUDGE shg/ K. ABRAHAM MATHEW, J.

----- Cont. Case (Civil) No.1413 of 2011 -----  
----- Dated this the 24th day of October, 2014 -----

## **JUDGMENT**

Both parties agree that in view of the judgment passed in W.P.(C) No.7115/2010, this case need not be proceeded with and it may be closed. In the result, this matter is closed in view of the judgment passed in W.P.(C) No.7115/2010. Sd/- K. ABRAHAM MATHEW JUDGE //True copy// P.A. TO JUDGE shg/

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