



Indian Law Reports - Kerala Series

Abridged Index

I.L.R. - Index of reported cases dt. 25.03.2026

Arbitration and Conciliation Act, 1996 (Central Act 26 of 1996)—Section 11—High Court can exercise power to appoint Arbitrator only if there is an arbitration agreement between the parties and if proper request has been made to appoint an Arbitrator—Refusal of Central Government to appoint Arbitrator cannot be a ground for appointment of Arbitrator by the High Court—Special Economic Zones Act, 2005 (Central Act 28 of 2005)—Section 45 (2) - Anoop Nambiar v. Union of India and others - I.L.R. 2026 Kerala OnLine 83 : [Neutral Citation No.2026:KER:23083](#).

Constitution of India—Article 21—Right to Privacy—Data Privacy—Government sending bulk WhatsApp messages to employees regarding service benefits (DA and HBA) using data from SPARK portal—if used for legitimate purposes, including for good governance in a social welfare State, the data collected can be utilized without falling within the vice of infringement of the right to privacy of an individual—Digital Personal Data Protection Act, 2023 (Central Act 22 of 2023)—Sections 2 and 7 - Rasheed Ahammed. P (Dr.) and another v. State of Kerala and others - I.L.R. 2026 Kerala OnLine 86 : [Neutral Citation No.2026:KER:21429](#).

Constitution of India—Article 226—Judicial review of domestic enquiry—Where a domestic enquiry is conducted in compliance with the principles of natural justice and findings are supported by some evidence, the High Court, in exercise of judicial review, cannot reappreciate the evidence or examine its adequacy or reliability—Interference is permissible only where the findings are based on no

evidence or suffer from perversity—Court cannot substitute its conclusions for those of the Enquiry Officer - Alexander Kunjukunju v. Bharat Petroleum Corporation Ltd. and others - I.L.R. 2026 Kerala OnLine 84 : [Neutral Citation No.2026:KER:13571](#).

Constitution of India—Article 226—When Writ petitions will be entertained by constitutional courts inspite of alternate remedy— Notwithstanding availability of alternate remedy under Section 17 of the SARFAESI Act, Writ petition will be entertained in exceptional circumstances - Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (Central Act 54 of 2002)— Section 17 - M/s. Grids Engineering and Contractors and another v. Union Bank of India and another - I.L.R. 2026 Kerala OnLine 92 : [Neutral Citation No. 2026:KER:19606](#).

Contract Act, 1872 (Central Act 9 of 1872)—Section 171—A reading of Section 60 shows that the provisions therein are applicable only to property liable to attachment and sale in execution of a decree— Protection granted under Section 60 of the CPC is applicable only in the case of execution—Action initiated by appellants by freezing the account of the 1st petitioner is not an attachment, and is in exercise of the right of adjustment or the right akin to set off the said amount towards the loan account of the 2nd petitioner—Section 60(1)(i) of the CPC is not applicable to such a situation—Code of Civil Procedure, 1908 (Central Act 5 of 1908)—Section 60(1) - Divisional Manager & Assistant General Manager, Canara Bank and others v. Agi Kumar S and others - I.L.R. 2026 Kerala OnLine 88 : [Neutral Citation No.2026:KER:11262](#).

High Court Act, 1958 (Kerala Act 5 of 1959)—Section 5—Maintainability of intra-court appeal—Interim orders—Intra Court appeal is maintainable against an exparte ad interim order or any order which affects the right of a party to pursue its statutory remedy - M/s. Grids Engineering and Contractors and another v. Union Bank of India and another - I.L.R. 2026 Kerala OnLine 92 : [Neutral Citation No. 2026:KER:19606](#).

Income Tax Act, 1961 (Central Act 43 of 1961)—Sections 12AB—Tax statutes are to be dealt with strictly—Activity of the appellant extending support to an entity to contest elections cannot be termed as ‘apolitical’—When explanation (a) to Section 12AB (4) is luculent that the use of the income of a Trust other than for its objects would amount to a specified violation, the use of such income by the appellant for the purpose of electoral activities surely would fall within its purlieus - Trivandrum Agenda Task Force v. Commissioner of Income Tax (Exemption) - I.L.R. 2026 Kerala OnLine 91 : [Neutral Citation No.2026:KER:8627](#).

Indian Succession Act, 1925 (Central Act 39 of 1925)—Inheritance—Slayer Rule—Public Policy—Murderer’s right to inherit victim’s property—Applicability of common law doctrine in the absence of statutory provisions - Hindu Succession Act, 1956 (Central Act 30 of 1956) - Vijayan and another v. Appukuttan @ Palraj - I.L.R. 2026 Kerala OnLine 85 : [Neutral Citation No. 2026:KER:8018](#).

Municipality Act, 1994 (Kerala Act 20 of 1994)—Section 412—In cases where immediate action is necessary, it is the duty of the Secretary to the Corporation to cut and remove the trees even without notice to the owner of the property—No citizen needs to bow their head to the bureaucracy if their rights, guaranteed by law, are infringed—If bureaucracy fails, Constitutional Courts will step in—Constitution of India—Article 226 - Mathews C.J. v. District Collector, Ernakulam and others - I.L.R. 2026 Kerala OnLine 87 : [Neutral Citation No.2026:KER:10344](#).

Service—It is to be presumed that a member has been in sound physical and mental condition upon entering service, except as to physical disabilities noted or recorded at the time of entering service and in the event of him being discharged from service on medical grounds at any subsequent stage, that any such deterioration in his health which has taken place, is due to such military service—Pension Regulations for the Army, Part-I, 1961—Regulation 173 - Havildar B. Manikuttan v. Union of India and others - I.L.R. 2026 Kerala OnLine 89 : [Neutral Citation No. 2026:KER:11259](#).

Transfer of Property Act, 1882 (Central Act 4 of 1882)—Section 58—Section 58 does not restrict the creation of a mortgage only to cases where a debt has already arisen—An obligation arising out of a prized chit transaction, or a future liability that may arise followed by availing a loan from a chit fund even prior to the prizing of the chit, can be secured by a mortgage—Once the court chooses not to proceed under Rule 2(2) and tries the suit on all issues, it is bound to pronounce judgment on all such issues—Code of Civil Procedure, 1908 (Central Act 5 of 1908)—Order XIV Rule 2(2) - Sree Gokulam Chit and Finance Co (Pvt.) v. Sahir T. - I.L.R. 2026 Kerala OnLine 90 : [Neutral Citation No.2026:KER:9731](#).

Pl. visit our site – www.ilrkerala.gov.in
