

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE GOPINATH P.

FRIDAY, THE 24TH DAY OF MAY 2024 / 3RD JYAISHTA, 1946

WP(C) NO. 20874 OF 2021

PETITIONER/S:

- 1 M/S. NANDANAM TILES AND SANITARIES PVT. LTD.,
SREE DHARMASASTHA BUILDING, KUNNAMKULAM ROAD, NEAR
SOBHA CITY, PUZHAKKAL P.O., THRISSUR-680003,
REPRESENTED BY ITS MANAGING DIRECTOR.
- 2 MYLATH SANDEEP,
AGED 49 YEARS
S/O. NARAYANAN KUTTY, PROPRIETOR , M/S. NANDANAM
SANITARIES, NEAR SOBHA CITY, KUNNAMKULAM ROAD,
PUZHAKKAL P.O., THRISSUR-680003.
- 3 DEEPA P.,
AGED 42 YEARS
W/O. MYLATH SANDEEP, RESIDING AT MYLATH HOUSE,
KANNAPURAM, CHETTUPUZHA P.O., THRISSUR-680012.

BY ADV R.S.KALKURA

RESPONDENT/S:

- 1 THE SOUTH INDIAN BANK LTD.,
SIB HOUSE, T.B. ROAD, P.B. NO.28, MISSION QUARTERS,
THRISSUR-680001, REPRESENTED BY ITS MANAGING DIRECTOR.
- 2 SOUTH INDIAN BANK,
M.G. ROAD BRANCH, M.G. ROAD, P.B. NO. 70, AMBIKA
ARCADE, M.G. ROAD, THRISSUR-680001, REPRESENTED BY ITS
CHIEF MANAGER.
- 3 RESERVE BANK OF INDIA,
REGIONAL OFFICE, THIRUVANANTHAPURAM, BAKERY JUNCTION,
P.B. NO. 6507, THIRUVANANTHAPURAM-695033, REPRESENTED
BY ITS REGIONAL DIRECTOR.
- 4 NATIONAL CREDIT GUARANTEE TRUSTEE COMPANY LIMITED,
MINISTRY OF FINANCE, GOVERNMENT OF INDIA, HAVING ITS
REGISTERED OFFICE SWALAMBAN BHAVAN, C11, G BLOCK,
BANDRA KURLA COMPLEX, BANDRA E, MUMBAI-400051,
REPRESENTED BY ITS MANAGING DIRECTOR.

BY ADVS.
SUNIL SHANKER
GIRIJA L.
VIDYA GANGADHARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
24.05.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J U D G M E N T

Learned counsel for the petitioners submits that this writ petition has become infructuous.

Accordingly this writ petition is dismissed as infructuous.

Sd/-
GOPINATH P.
JUDGE

AMG

APPENDIX OF WP(C) 20874/2021**PETITIONER EXHIBITS**

Exhibit P1	TRUE COPY OF THE RELEVANT PORTION OF THE ARTICLES OF ASSOCIATION OF THE FIRST PETITIONER COMPANY.
Exhibit P2	TRUE COPY OF THE CERTIFICATE OF INCORPORATION DATED 23/06/2016 ISSUED BY THE MINISTRY OF CORPORATE AFFAIRS, GOVERNMENT OF INDIA IN RESPECT OF THE FIRST PETITIONER COMPANY.
Exhibit P3	TRUE COPY OF THE UDYOG AADHAR REGISTRATION CERTIFICATE ISSUED IN THE NAME OF THE FIRST PETITIONER COMPANY REGISTERING IT AS A MSME HAVING DATE OF COMMENCEMENT AS 23/06/2016.
Exhibit P4	TRUE COPY OF THE LETTER OF SANCTION DATED 20/12/2018 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.
Exhibit P5	TRUE COPY OF THE LETTER OF SANCTION DATED 15/09/2020 ISSUED BY THE 2ND RESPONDENT TO THE FIRST PETITIONER.
Exhibit P6	TRUE COPY OF THE EMERGENCY CREDIT LINE GUARANTEE SCHEME UPDATED A ON 31/10/2020.
Exhibit P7	TRUE COPY OF THE NOTIFICATION DATED 31/03/2021 ISSUED BY THE MINISTRY OF FINANCE, GOVERNMENT OF INDIA.
Exhibit P8	TRUE COPY OF THE REGISTRATION CERTIFICATE UNDER THE GST DATED 19/09/2017.
Exhibit P9	TRUE COPY OF THE LETTER DATED 30/09/2020 ISSUED BY THE FIRST PETITIONER TO THE 1ST RESPONDENT.
Exhibit P10	TRUE COPY OF THE EMAIL DATED 07/11/2020 ISSUED BY THE FIRST PETITIONER TO THE 1ST RESPONDENT.
Exhibit P11	TRUE COPY OF THE JUDGMENT DATED 19/11/2020 IN WPC 24693/2020.

- Exhibit P12** TRUE COPY OF THE COMMUNICATION DATED 23/11/2020 ISSUED BY THE 2ND RESPONDENT TO THE PETITIONER.
- Exhibit P13** TRUE COPY OF THE JUDGMENT DATED 26/03/2021 IN WPC NO. 28198/2020.
- Exhibit P14** TRUE COPY OF THE NOTICE DATED 17/05/2021 ISSUED BY RESPONDENTS 1 AND 2 TO THE PETITIONER.
- Exhibit P15** TRUE COPY OF THE REPLY DATED 14/07/2021 ISSUED BY THE PETITIONERS TO THE NOTICE UNDER SECTION 13(2) ISSUED BY THE RESPONDENTS 1 AND 2.
- Exhibit P16** TRUE COPY OF THE CIRCULAR BEARING NO. DOR.STR.REC.11/21.04.048/2021-22 DATED 05/05/2021 ISSUED BY THE RESERVE BANK OF INDIA.
- Exhibit P17** TRUE COPY OF THE REPRESENTATION THROUGH MAIL SUBMITTED BY THE 1ST PETITIONER BEFORE THE 1ST RESPONDENT.