

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.M.MANOJ

TUESDAY, THE 23RD DAY OF JULY 2024 / 1ST SRAVANA, 1946

WP(C) NO. 17701 OF 2012

PETITIONER:

MARIAMMA K.J
AGED 42 YEARS
PANDARI HOUSE,
PYARI JUNCTION,
THOPPUMPADY, COCHIN-682005.

BY ADVS.
PRIYADARSINI VINCENT PV
SANJANA R.NAIR(K/134/2002)

RESPONDENTS:

- 1 *THE ADMINISTRATOR,
PALLITHODE SERVICE CO-OPERATIVE BANK*
PALLITHODE SERVICE CO-OPERATIVE BANK, P.O.,
ALAPPUZHA-688584.
*CORRECTED AS PALLITHODE SERVICE CO-OPERATIVE BANK
LTS. REPRESENTED BY ITS SECRETARY, P.O. ALAPUZZHA -
688584 (ADDRESS OF R1 SUO MOTU CORRECTED AS PER
ORDER DATED 26-03-2024 IN WP(C) 17701/2012)
- 2 THE ASSISTANT REGISTRAR
CO-OPERATIVE SOCIETIES,
CHERTHALA-688524.
- 3 THE REGISTRAR,
CO-OPERATIVE SOCIETIES,
THIRUVANANTHAPURAM-01.
- 4 JOINT REGISTRAR,
CO-OPERATIVE SOCEITY,
ALAPPUZHA-01.
- *5 ADDL.R5 THE PALLITHODE SERVICE COOPERATIVE BANK
LTD.NO.1252
THURAVOOR, CHERTHALA,
PALLITHODE.P.O, ALAPPUZHA-688540
REPRESENTED BY ITS SECRETARY

- *6 ADDL.R6 THE SECRETARY,
THE PALLITHODE SERVICE COOPERATIVE BANK
LTD.NO.1252, THURAVOOR, CHERTHALA,
PALLITHODE P.O., ALAPPUZHA - 688540
- *7 ADDL.R7 THE PRESIDENT,
THE PALLITHODE SERVICE COOPERATIVE BANK
LTD.NO.1252, THURAVOOR, CHERTHALA,
PALLITHODE P.O., ALAPPUZHA - 688540
[ADDITIONAL RESPONDENTS 5 TO 7 ARE IMPEADED AS
PER ORDER DATED 23.07.2024 IN I.A. NO.1 OF 2024]
BY ADVS.
SRI.M.R.SARIN, FOR ADDL. R5 TO R7
SRI.E.G.GORDEN, GOVERNMENT PLEADER FOR R2 TO R4

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 23.07.2024, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

P.M. MANOJ, J

W.P.(C) No.17701 of 2012

Dated this the 23rd day of July, 2024

JUDGMENT

The writ petition is preferred being aggrieved by the delay occurred in returning the amount deposited with the 1st respondent-Society even after its maturity date. In that regard, the petitioner has approached many forums to get her matured amounts, with its consequential benefits.

2. When the matter is taken up for consideration today by I.A. No.1 of 2024, the authorities of the society in question were impleaded as additional respondents 5 to 7. On allowing the same, it is stated by the counsel for the society that the

society is ready to refund the amount. It is stated by the counsel for the petitioner that she has deposited altogether Rs.3,00,000/-, out of which Rs.1,50,000/- has already been paid, and the remaining amount is Rs.1,50,000/- and the newly impleaded respondents seek six installments to repay the same.

3. I have heard the learned counsel for the petitioner, the learned Government Pleader for respondents 2 to 4 and the learned counsel for additional respondents 5 to 7.

4. On considering the nature of the prayer, it is apposite to permit the respondent-Society to pay the amount due to the petitioner in six installments. The first installment starts from 17.08.2024. Needless to say the entire amount has to be repaid within the permissible six months from the date of first installment.

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The writ petition is disposed of as above.

**Sd/-
P.M. MANOJ
JUDGE**

SSS

APPENDIX OF WP(C) 17701 OF 2012

PETITIONER EXHIBITS

Exhibit P1	PHOTOCOPY OF RECEIPT 29.02.2010. NO.02267.	DATED
Exhibit P1(A)	PHOTOCOPY OF RECEIPT 29.02.2010 NO.02332.	DATED
Exhibit P1(B)	PHOTOCOPY OF RECEIPT 29.02.2010 NO.02333.	DATED
Exhibit P2	PHOTOCOPY OF PETITION 09.02.2010.	DATED
Exhibit P3	PHOTOCOPY OF REPLY 19.12.2010.	DATED
Exhibit P4	PHOTOCOPY OF PETITION 29.10.2011.	DATED