

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

THURSDAY, THE 11TH DAY OF APRIL 2024 / 22ND CHAITHRA, 1946

WP(C) NO. 34408 OF 2023

PETITIONERS:

- 1 K.K SASI., AGED 59 YEARS
S/O.RAMAN KUTTY CHARIVUKALAYIL ,PRAKKANAM P.O,
PRAKKANAM, PATHANAMTHITTA DIST, PIN - 689643
- 2 C.K SAJI, AGED 51 YEARS
S/O.RAMAN KUTTY CHARIVUKALAYIL ,PRAKKANAM P.O,
PRAKKANAM,PATHANAMTHITTA DIST, PIN - 689643

BY ADVS.
T.K.BIJU (MANJINIKARA)
ANNIE M.ABRAHAM
KURIEN BIJU

RESPONDENTS:

- 1 THE SECRETARY
THE PRAKKANAM SERVICE CO-OPERATIVE BANK LTD, PRAKKANAM
BRANCH, PRAKKANAM .P.O PATHANAMTHITTA, PIN - 689643
- 2 ARBITRATION & EXECUTION INSPECTOR,
CO-OPERATIVE SOCIETY ASSISTANT REGISTRAR
(GENERAL)OFFICE KOZHENCHERY, PATHANAMTHITTA P.O
PATHANAMTHITTA, PIN - 689657

BY ADV V PHILIP MATHEWS - SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
11.04.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

When this matter was called today, Sri.V.Philip Mathews – learned Standing Counsel for the respondent - Society, submitted that the total outstanding in the loan account of the petitioners, as on 11.04.2024, is Rs.5,24,535/-; and that if they are willing to pay the same in not more than 15 equal monthly installments, his client will not stand in the way of this Court disposing of this writ petition on such terms.

2. Sri.T.K.Biju – learned counsel for the petitioners, fully agreed to the afore and prayed that this writ petition be thus ordered.

3. In the afore circumstances, I allow this writ petition, granting liberty to the petitioners to pay the total outstanding amount in the loan account, namely, Rs.5,24,535/- as on 11.04.2024, along with all applicable charges and interest, in 15 equal monthly installments, commencing from 01.06.2024.

Needless to say, if the petitioners make default on payment of two installments as ordered above, further action pursuant thereto can be taken forward, without having to obtain further orders from this Court.

Sd/- DEVAN RAMACHANDRAN

JUDGE

stu

APPENDIX OF WP(C) 34408/2023

PETITIONER EXHIBITS

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| Exhibit P1 | A TRUE COPY OF THE NOTICE DATED 24-08-2023 OF THE 2ND RESPONDENT AGAINST THE 1ST PETITIONER |
| Exhibit P2 | A TRUE COPY OF THE NOTICE DATED 24-08-2023 OF THE 2ND RESPONDENT AGAINST THE 2ND PETITIONER |
| Exhibit P3 | A TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE 1ST PETITIONER DATED 16 -10-2023 TO THE 2ND RESPONDENT |
| Exhibit P4 | A TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE 2ND PETITIONER DATED 16 -10-2023 TO THE 2ND RESPONDENT |