

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

WEDNESDAY, THE 1ST DAY OF JULY 2015/10TH ASHADHA, 1937

OP(C).No. 928 of 2015 (O)

(E.P.NOS.337/2014,338/2014 AND 339/2014 OF PRL.MUNSIFF'S COURT, KASARAGOD)

PETITIONER :

**E.KUNHIKELU NAIR, AGED 66 YEARS,
S/O.KUNHAMBU NAIR, R/AT KADAVANGANAM HOUSE,
BARE VILLAGE & POST, KASARAGOD.**

BY ADV. SRI.S.JIJI

RESPONDENT :

**THE UDUMA SERVICE CO-OPERATIVE BANK LTD.,
NO.C-319, UDUMA VILLAGE, UDUMA.P.O.,
KASARAGOD-671 318, REPRESENTED BY ITS SECRETARY.**

**BY ADVS. SRI.D.KRISHNA PRASAD
SMT.MINI V.MENON
SRI.P.VISHNU PRASAD**

**THIS OP (CIVIL) HAVING BEEN FINALLY HEARD
ON 01-07-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

sts

OP(C).No. 928 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

P1- TRUE COPY OF THE E.P.NOS.337/2014, 338/2014 AND 339/2014 25-8-2014.

P2(A)- TRUE COPY OF THE APPLICATION SUBMITTED BEFORE THE RESPONDENT
IN E.P.NO.337/2014.

P2(B)- TRUE COPY OF THE APPLICATION SUBMITTED BEFORE THE RESPONDENT
IN E.P.NO.338/2014.

P2(C)- TRUE COPY OF THE APPLICATION SUBMITTED BEFORE THE RESPONDENT
IN E.P.NO.339/2014.

RESPONDENT(S)' EXHIBITS:

NIL

/TRUE COPY/

P.A.TO JUDGE

sts

B.KEMAL PASHA, J.

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O.P.(C).No.928 of 2015

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Dated this the 1st day of July, 2015

J U D G M E N T

Heard the learned counsel for the petitioner and the learned counsel for the respondent.

2. The Bank shall consider whether the petitioner is entitled to any reduction in the amounts to be paid. The Bank shall furnish a statement before the court below with copy to the petitioner, showing the actual balance to be paid by the petitioner, within a period of two weeks from today.

3. The petitioner is permitted to discharge the entire E.P. amounts in ten equal monthly instalments commencing from 27.7.2015 onwards. The execution proceedings shall

stand stayed till then. In case of default of any of the instalments, the E.P. proceedings will continue.

This Original Petition (Civil) is disposed of as above.

Sd/-

B.KEMAL PASHA
JUDGE

DSV/1/7/15