

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE B.KEMAL PASHA

FRIDAY, THE 5TH DAY OF JUNE 2015/15TH JYASHTA, 1937

OP(C).No. 1294 of 2015 (O)

**I.A.NO.1323 OF 2013 IN O.S.NO.129 OF 2007 OF THE HON'BLE PRINCIPAL SUB
COURT, KOLLAM**

PETITIONER(S)/2ND COUNTER PETITIONER :

**AYYAPPAN PILLAI, AGED 71 YEARS,
S/O.CHELLAPPAN PILLAI, RESIDING AT GANESH BHAVAN,
KOLLAM WEST VILLAGE, KAVANAD P.O., KOLLAM DISTRICT.**

**BY ADVS.SRI.R.NIKHIL
SMT.P.K.PAMALA
SRI.P.ABDUL RAZAK
SRI.BINU PAUL (NETTOOR)**

RESPONDENT(S)/CLAIM PETITIONER & 1ST COUNTER PETITIONER :

**1. H.D.F.C BANK LTD(FORMERLY CENTURION BANK OF PUNJAB LIMITED
AND FORMER TO IT LORD KRISHNA BANK),
A BANKING COMPANY INCORPORATED UNDER THE COMPANIES ACT,
HAVING ITS HEAD OFFICE AT HDFC BANK HOUSE,
SENAPATI BAPAT MARG, LOWER PAREL,
MUMBAI- 400 013 & ONE OF ITS BRANCH AT KOLLAM REPRESENTED
BY ITS SENIOR MANAGER, REMEDIAL MANAGEMENT UNIT,
ERNAKULAM- 682 031.**

**2. G.JAYAN, AGED ABOUT 50 YEARS,
S/O.GOPALAN, RESIDING AT VIJAYALAYAM, THIRUMULLAVARAM,
KOLLAM DISTRICT- 691 012.**

BY ADV. SRI.T.RAJESH

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 05-06-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

Msd.

OP(C).No. 1294 of 2015 (O)

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: A TRUE COPY OF THE JUDGMENT DATED 29.06.2009 IN
 O.S.NO.129 OF 2007 ON THE FILES OF THE HON'BLE PRINCIPAL
 SUB COURT, KOLLAM.**
- EXT.P2: A TRUE COPY OF THE I.A.NO.1323 OF 2013 IN O.S.NO.129 OF 2007
 ON THE FILES OF THE HON'BLE PRINCIPAL SUB COURT, KOLLAM.**
- EXT.P3: A TRUE COPY OF THE OBJECTION FILED BY
 THE 2ND RESPONDENT IN I.A.NO.1323 OF 2013 IN
 O.S.NO.129 OF 2007 ON THE FILES OF THE HON'BLE PRINCIPAL
 SUB COURT, KOLLAM.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.S.TO JUDGE.

Msd.

K. ABRAHAM MATHEW, J.

O.P.(C)No. 1294 of 2015

Dated this the 7th day of October, 2015

J U D G M E N T

The second respondent has filed IA.No.1323 of 2013 in O.S.No.129 of 2007 pending before the Principal Sub Court, Kollam. The grievance is that the court has not disposed it of so far. The only request is to issue a direction to dispose it of without delay. I am satisfied that the request is reasonable.

In the result, this O.P is allowed. The learned Sub Judge is directed to dispose of IA.No.1323 of 2013 at the earliest and to the extent possible on or before 15.12.2015.

sd/-

**K. ABRAHAM MATHEW
JUDGE**

R.AV

//True Copy//

PA to Judge