

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR.JUSTICE P.BHAVADASAN**

**THURSDAY, THE 8TH DAY OF JANUARY 2015/18TH POUSHA, 1936**

**OP(C).No. 2231 of 2014 (O)**  
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**EA NO. 501/2014 IN EP NO. 75/2014 IN OS NO. 773/2008 OF 1ST ADDL. SUB COURT,  
KOZHIKODE**  
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**PETITIONERS/JUDGEMENT DEBTORS 2 & 3 :**  
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- 1. SAJI SEBASTIAN,  
S/O.SEBASTIAN, AGED 46 YEARS  
MATHALIKKUNNEL HOUSE, THIRUVAMBADY P.O.  
KOZHIKODE DISTRICT.**
- 2. ABOOBAKKAR,  
S/O.USSAIN KUTTY, AGED 46 YEARS, POOKKODE HOUSE  
THACHAMPOYIL P.O., THAMARASSERY, KOZHIKODE DISTRICT.**

**BY ADVS.SRI.P.R.SREEJITH  
SRI.M.PROMODH KUMAR**

**RESPONDENTS/DECREE HOLDER AND JUDGEMENT DEBTOR 1 :**  
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- 1. STATE BANK OF TRAVANCORE  
REPRESENTED BY ITS MANAGER,  
THIRUVAMBADY BRANCH, KOZHIKODE.**
- 2. K.N.SASIDHARAN, S/O.NARAYANAN  
PROPRIETOR, OUSHADHI AYURVEDA MEDICAL SHOP  
THIRUVAMBADY, KOZHIKODE, RESIDING AT KUDILUMATTATHIL  
ANAKKAMPOYIL P.O., KOZHIKODE.**

**R1 BY SENIOR ADVOCATE SRI. T. SETHUMADHAVAN  
BY ADVS. SRI.PUSHPARAJAN KODOTH  
SRI.K.JAYESH MOHANKUMAR**

**THIS OP (CIVIL) HAVING COME UP FOR ADMISSION ON 08-01-2015,  
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**Mn**

**...2/-**

OP(C).No. 2231 of 2014 (O)

APPENDIX

PETITIONERS' EXHIBITS :

- EXT.P-1: THE TRUE COPY OF EXECUTION PETITION FILED BY THE 1ST RESPONDENT IN EP 75/2014 OF THE 1ST ADDL.SUB COURT, KOZHIKODE.
- EXT.P-2: THE TRUE COPY OF PETITIONER'S COUNTER TO EXT.P1 EP.
- EXT.P-3: THE TRUE COPY OF EA 501/2014 IN EP 75/2014 OF THE 1ST ADDL.SUB COURT, KOZHIKODE FOR AN ORDER DIRECTING THE 1ST RESPONDENT TO PROCEED AGAINST THE 2ND RESPONDENT OR HIS LANDED PROPERTIES.
- EXT.P-4: THE TRUE COPY OF ORDER DATED 25.7.2014 IN EA NO.501/2014 IN EP NO. 75/2014 OF THE 1ST ADDL.SUB COURT, KOZHIKODE.
- EXT.P-5: THE TRUE COPY OF THE 2ND RESPONDENT'S IA 2547/2014 IN OS 547/2014 BEFORE THE ADDITIONAL MUNSIFFS COURT - II, KOZHIKODE.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE

Mn

**P. BHAVADASAN, J.**

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O.P.(C). No. 2231 of 2014  
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Dated this the 8<sup>th</sup> day of January, 2015.

**JUDGMENT**

Learned counsel for the respondent Bank submits that the interim order of this Court has not been complied with by the petitioners.

2. Learned counsel appearing for the petitioners submits that now that the Bank has taken proceedings against the judgment debtor, the petitioners are not pressing the present petition and leaving liberty to the petitioners to approach as and when required, this Original Petition may be closed.

Accepting the above plea, this petition is closed with liberty to the petitioners to move the appropriate forum at the appropriate time seeking reliefs.

P. BHAVADASAN,  
JUDGE

sb.