

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 22ND DAY OF JUNE 2015/1ST ASHADHA, 1937

O.P (DRT).No. 83 of 2015 (O)

I.A. NO. 2147/2014 IN I.A. NO. 2567/2012

IN

O.A. NO. 389/2012

(DEBTS RECOVERY TRIBUNAL, ERNAKULAM)

PETITIONERS :

1. HANEEFA, S/O. BAVA, AGED 41 YEARS
2. HAFIZ, S/O. HANEEFA, AGED 20 YEARS,
PETITIONERS ARE RESIDING AT ILLATH PARAMBA,
PONNANI TALUK, THAVANU AMSOM, MUVANKARA DESOM,
THAVANUR. P.O., MALAPPURAM DISTRICT.

BY ADV. SRI. JACOB SEBASTIAN

RESPONDENTS :

1. THE FEDERAL BANK LIMITED,
THAVANUR BRANCH, MALAPPURAM, PIN - 679 573.
2. MUHAMMED ALI E.P., S/O. POKER, SOLE PROPRIETOR,
M/S. PEARL TRADING COMPANY, ETTINGAPARAMBIL HOUSE,
PEAR COTTAGE, NEAR POST OFFICE, THAVANUR P.O.,
MALAPPURAM, PIN - 679 573.
3. NADHEERA, W/O. MUHAMMED ALI E.P., ETTINGAPARAMBIL HOUSE,
PEAR COTTAGE, NEAR POST OFFICE, THAVANUR P.O.,
MALAPPURAM, PIN - 679 573.

**THIS OP (DEBT RECOVERY TRIBUNAL) HAVING COME UP FOR
ADMISSION ON 22-06-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

bpr

O.P (DRT).No. 83 of 2015 (O)

APPENDIX

PETITIONER'S EXHIBITS

- EXT. P1 A TRUE COPY OF REGISTERED SALE DEED NUMBER
1411/2013 OF THE SRO, PONNANI.**
- EXT. P2 A TRUE COPY OF THE ENCUMBRANCE CERTIFICATE
RELATING TO THE PROPERTY FOR THE PERIOD FROM
1 JANUARY 1981 TO MAY 9, 2014.**
- EXT. P3 A TRUE COPY OF THE ORDER DATED MARCH 26, 2013 OF
THE DEBTS RECOVERY TRIBUNAL, ERNAKULAM.**
- EXT. P4 A TRUE COPY OF INTERLOCUTORY APPLICATION NUMBER
2147/2014 IN INTERLOCUTORY APPLICATION NUMBER
2567/2012 IN ORIGINAL APPLICATION NUMBER 389/2012 OF
THE DEBT RECOVERY TRIBUNAL, ERNAKULAM.**

RESPONDENT'S EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

bpr

A. MUHAMED MUSTAQUE, J

O.P.(DRT) No. 83 of 2015

Dated this the day of 22nd day of June, 2015

JUDGMENT

The petitioner moved an interlocutory application in O.A. No. 389 of 2012. Ext. P4 is the said application. It is a claim petition filed for vacating the order on I.A. No. 2567 of 2012 in O.A. No. 389 of 2012. It appears that this application is filed in the month of August 2014.

Considering the nature of the relief sought for, there shall be a direction to the Debts Recovery Tribunal to dispose of Ext. P4 application, after issuing notice to all parties within a period of one month.

The O.P.(DRT) is disposed of as above. No costs.

Sd/-

A. MUHAMED MUSTAQUE, JUDGE

bpr