

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 14TH DAY OF JANUARY 2015/24TH POUSHA, 1936

RP.No. 53 of 2015 IN W.P.(C). No. 35130/2014

AGAINST THE JUDGMENT IN W.P.(C). No. 35130/2014 OF HIGH
COURT OF KERALA DATED 06-01-2015

REVIEW PETITIONER:

DR. M.D. ALICE
(MEMBER NO. 15057)
FORMER PRESIDENT OF THE CHERANELLUR SCB
CHERANELLUR P.O., ERNAKULAM
NOW RESIDING AT PANAKKAL HOUSE
SOUTH CHITTOOR P.O., COCHIN - 27

BY ADV. SRI.P.N.MOHANAN

RESPONDENTS/PETITIONER/RESPONDENTS:

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- 1. GEORGE HENRY, AGED 52 YEARS, S/O. JOHN**
CHERUTHURUTHY HOUSE, EDAYAKUNNAM
POST SOUTH CHITTOOR, ERNAKULAM DISTRICT
 - 2. GOVERNMENT OF KERALA,**
REPRESENTED BY SECRETARY TO GOVERNMENT
CO-OPERATIVE DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM - 695 001
 - 3. STATE CO-OPERATIVE ELECTION COMMISSION**
CORPORATION OFFICE COMPLEX, LMS JUNCTION
PALAYAM, THIRUVANANTHAPURAM - 695 033
 - 4. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL)**
ERNAKULAM - 682 011

R1 BY SRI.R.SUDHISH

R2 TO R4 BY SPL. GOVERNMENT PLEADER SRI. D. SOMASUNDARAM

THIS REVIEW PETITION HAVING BEEN FINALLY HEARD ON
14-01-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

DCS

APPENDIX

PETITIONER(S)' ANNEXURES :-

ANNEXURE A1: COPY OF THE JUDGMENT DATED 25.11.2014 IN W.P.(C). NO. 26410/2014

ANNEXURE A2: COPY OF THE JUDGMENT DATED 09.12.2014 IN WRIT APPEAL NO. 1829/2014

ANNEXURE A3: COPY OF THE JUDGMENT DATED 06.01.2015 IN W.P.(C). NO. 35130/2014

RESPONDENT'S ANNEXURES :- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V.CHITAMBARESH,J.

**R.P. No. 53 of 2015 in
W.P.(C). No. 35130 of 2014**

Dated this the 14th day of January, 2015

ORDER

It is clarified that it is for the second respondent to consider as to whether the election has to be postponed or not. It would suffice that the review petitioner is also heard by the second respondent before Ext. P2 representation is disposed of.

2. The Special Government Pleader on instructions submits that the hearing on Ext.P2 representation is slated on 16.01.2015. It is up to the review petitioner to appear before the second respondent at 11.A.M. on 16.01.2015 to place his views if so desired.

3. The review petitioner has a further plea that adherence to Rule 18A of the Kerala Co-operative Societies Rules, 1969 is unworkable. Such a plea can be countenanced if only Rule 18A of the Kerala Co-operative

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Societies Rules, 1969 is challenged independently by the
review petitioner appropriately.

The review petition is disposed of.

**V.CHITAMBARESH
JUDGE**

DCS