

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC
&
THE HONOURABLE MR. JUSTICE ALEXANDER THOMAS

FRIDAY, THE 20TH DAY OF FEBRUARY 2015/1ST PHALGUNA, 1936

WA.No. 1517 of 2009 ()

AGAINST THE JUDGMENT IN WP(C) 25412/2006 of HIGH COURT OF KERALA
DATED 29-08-2008

APPELLANT(S)/RESPONDENTS IN WPC:

1. THE DISTRICT COLLECTOR, MALAPPURAM.
2. THE DISTRICT REGISTRAR (GENERAL),
MALAPPURAM.
3. THE SUB REGISTRAR, TIRURANGADI,
MALAPPURAM.
4. STATE OF KERALA, REPRESENTED BY ITS
SECRETARY TO GOVERNMENT, DEPARTMENT OF CO-OPERATION
SECRETARIAT, THIRUVANANTHAPURAM.

BY SR. GOVT PLEADER SRI.M.K.ABOOBACKER

RESPONDENT(S)/PETITIONER IN WPC:

NANNAMBRA SERVICE CO-OPERATIVE BANK
LTD.NO.M.393, P.O.KODINHI, MALAPPURAM DISTRICT
KERALA REPRESENTED BY SECRETARY.

R,R BY ADV. SRI.M.SASINDRAN

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 20-02-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC & ALEXANDER THOMAS, JJ.

W.A.No.1517 of 2009

Dated this the 20th day of February, 2015

JUDGMENT

Antony Dominic, J.

The issue raised in this appeal is covered against the appellants by the order of the Full Bench of this Court in Sub Registrar, Palakkad v. Kerala State Co-operative Consumers Federation Limited, Kochi [2015 (1) KHC 17]. The writ appeal is therefore disposed of clarifying that in case, in the light of the principles laid down in the aforesaid order, the respondent is eligible for any refund, it would be open for them to claim refund and the said claim will be considered by the concerned authority in accordance with law.

Sd/-
ANTONY DOMINIC, Judge.

Sd/-
ALEXANDER THOMAS, Judge.

k kb.

/True copy/

PS to Judge