

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE V. CHITAMBARESH

WEDNESDAY, THE 7TH DAY OF JANUARY 2015/17TH POUSHA, 1936

WP(C).No. 358 of 2015 (T)

PETITIONER:

V. BALAKURUP PUTHANPURAYIL,
RESIDING AT VANGALEMMAL,
P.O. CHEMMARATHOOR,
VIA VATRAKARA, KOZHIKODE DISTRICT.

BY ADVS. SRI. K. RAKESH ROSHAN
SMT. THUSHARA. V

RESPONDENTS:

1. STATE OF KERALA, REP. BY SECRETARY
DEPARTMENT OF CO-OPERATION, SECRETARIAT
THIRUVANANTHAPURAM-695 001.
2. VATAKARA CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD NO.F-1857,
P.O. KAKKATIL, (VIA) VATAKARA, KOZHIKODE DISTRICT
REPRESENTED BY ITS SECRETARY PIN 673 507
3. THE SPECIAL SALE OFFICER
VATAKARA CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD F-1857
P.O. KAKKATIL, (VIA) VATAKARA,
KOZHIKODE DISTRICT- 673 507.

R2, R3 BY SRI. V. G. ARUN
R2, R3 BY SRI. T. R. HARIKUMAR
R1 BY GOVERNMENT PLEADER SRI. T. R. RAJESH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07-01-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 : TRUE COPY OF THE PASS BOOK ISSUED BY THE 2ND
RESPONDENT RELATING TO THE LOAN SHOWING THE
REPAYMENT
- EXT.P1(a) : TRUE COPY OF THE PASS BOOK ISSUED BY THE 2ND
RESPONDENT RELATING TO THE LOAN SHOWING THE
REPAYMENT
- EXT.P2 : TRUE COPY OF THE NOTICE DATED 2/12/2014.
- EXT.P3 : TRUE COPY OF THE OBJECTION DATED 24/2/2014 FILED BY THE
PETITIONER

RESPONDENT(S)' EXHIBITS : NIL

/TRUE COPY/

P.A. TO JUDGE.

V. CHITAMBARESH, J

WP(C) NO. 358 OF 2015

Dated this the 7th day of January, 2015

JUDGMENT

The third respondent sale officer has himself granted instalment facility to the petitioner. The endorsement on Ext.P2 sale notice directs the petitioner to remit ₹50,000/- within 30.12.2014. The balance amount of about ₹1,44,182/- with interest has been directed to be remitted in monthly instalments of ₹10,000/- each. I do not think that a more liberal approach could be adopted the sale officer of any bank.

2. I however extend the time to deposit the sum of ₹50,000/- till 29.01.2015. The second respondent bank shall within two weeks furnish a statement of accounts to the petitioner. The petitioner shall deposit the balance amount in monthly instalments of ₹10,000/- starting from 28.02.2015. The sale slated on 30.01.2015 shall be adjourned on the deposit of ₹50,000/- within the time stipulated.

No further directions are warranted and the Writ Petition is disposed of.

**V. CHITAMBARESH
JUDGE**