

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 15TH DAY OF JANUARY 2015/25TH POUSHA, 1936

W.P(C).No. 804 of 2015 (A)

PETITIONER :

**P. ANILKUMAR, AGED 45 YEARS
S/O. LATE P.D.PARAMESWARAN NAIR,
PALLATTU HOUSE, CHAKKAMPUZHA P.O.,
PALAI (VIA), KOTTAYAM DISTRICT.**

BY ADV. SRI.K.K.SATHISH

RESPONDENT(S) :

- 1. MEENACHIL CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD.NO. 197
PALAI, PIN - 686 575, REPRESENTED BY ITS SECRETARY.**
- 2. THE SECRETARY
MEENACHIL CO-OPERATIVE AGRICULTURAL & RURAL
DEVELOPMENT BANK LTD NO. 197, PALAI, PIN - 686 575
KOTTAYAM DT.**
- 3. THE SPECIAL SALE OFFICER
MEENACHIL CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD NO. 197
PALAI, PIN - 686 575, KOTTAYAM DT.**

**R1 & R2 BY ADV. SRI.SUNIL CYRIAC,SC,
MEENACHIL CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD.NO. 197**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
15-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

VS

WP(C).No. 804 of 2015 (A)

APPENDIX

PETITIONER(S)' EXHIBITS :

**EXT. P1 - TRUE COPY OF THE SALE PROCLAMATION DT. 12.12.14
ISSUED BY THE 3RD RESPONDENT.**

RESPONDENT(S)' EXHIBITS : **NIL**

/TRUE COPY/

PA TO JUDGE

VS

V.CHITAMBARESH, J

W.P.(C) No.804 of 2015

Dated this the 15th day of January, 2015

JUDGMENT

All that the petitioner prays is for easy instalments to pay the overdue amount in order to regularise the loans. Only the period of one loan has expired, and the period for the other two loans would expire in the year 2020 only. The arrears in the loan for the period expired as well as the defaulted arrears in the other two loans come to about Rs.11,54,059.

2. The first respondent Bank points out that substantial amount was spent for paper publication and also towards litigation expenses. I permit the petitioner to pay the sum of Rs.11,54,059 in addition to a sum of Rs.15,000/- in four equal monthly instalments starting from 19.1.2015. This will be an addition to the equated half yearly instalments which the petitioner is otherwise obliged to pay.

3. The coercive steps pursuant to Ext.P1 sale

proclamation shall be put on hold if the petitioner complies with the conditions in time. The coercive steps can surge ahead if the petitioner commits default in the payment of any one of the instalments as directed.

The writ petition is disposed of.

Sd/-
V.CHITAMBARESH
JUDGE

/TRUE COPY/

PA TO JUDGE

VS