

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 10TH DAY OF FEBRUARY 2015/21ST MAGHA, 1936

WP(C).No. 4094 of 2015 (J)

PETITIONER(S):

1. S.SUDHAKUMARI, AGED 56 YEARS
SECRETARY, ALA SERVICE CO-OPERATIVE BANK LTD.NO.2123
PENNUKKARA P.O., CHENGANNUR-689 520
ALAPPUZHA DISTRICT.
2. V.K.VILASINI,
ACCOUNTANT
ALA SERVICE CO-OPERATIVE BANK LTD.NO.2123
PENNUKKARA P.O., CHENGANNUR-689 520
ALAPPUZHA DISTRICT.

BY ADVS.SRI.P.N.MOHANAN
SMT.I.VINAYAKUMARI
SRI.C.P.SABARI

RESPONDENT(S):

1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL),
ALAPPUZHA-688 001.
2. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES,
KARTHIKAPALLY/ENQUIRY OFFICER
ALA SERVICE CO-OPERATIVE BANK LTD.NO.2123
OFFICE OF THE JOINT REGISTRAR (GENERAL)
ALAPPUZHA DISTRICT-688 001.

R BY GOVERNMENT PLEADER SRI.T.R.RAJESH.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXT P1 : A TRUE COPY OF THE REPORT DATED 31-05-2007 OF THE ENQUIRY
OFFICER.

EXT P2 : A TRUE COPY OF THE ENQUIRY REPORT DATED 25-03-2009 OF THE
ENQUIRY OFFICER.

EXT P3 : A TRUE COPY OF THE ORDER DATED 30-04-2012 OF THE JOINT
REGISTRAR.

EXT P4 : A TRUE COPY OF THE ORDER DATED 04-12-2014 OF THE GOVERNMENT.

EXT P5 : A TRUE COPY OF THE NOTICE DATED 14-02-2014 ISSUED BY THE JOINT
REGISTRAR.

EXT P6 : A TRUE COPY OF THE ORDER DATED 06-12-2014 OF THE JOINT
REGISTRAR.

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.4094 of 2015

Dated this the 10th day of February, 2015

J U D G M E N T

Ext.P5 notice purporting to be under Section 68(1) of the Kerala Co-operative Societies Act, 1969 is obviously not in terms of Ext.P4 order of the Government. Ext.P5 order inter alia permitted the first respondent to initiate action after fresh enquiry in the matter of administration of the Society. Ext.P5 notice is accordingly quashed making it clear that the first respondent is at liberty to initiate proceedings afresh in terms of Ext.P4 order which has become final.

The Writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.