

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 26TH DAY OF FEBRUARY 2015/7TH PHALGUNA, 1936

WP(C).No. 5407 of 2015 (A)

PETITIONER(S):

JOSEPH V.C., AGED 63 YEARS
VANMELIL HOUSE
MYLALLAMPARA P.O. PUTHUPPADY VIA KOZHIKOE-673 586.

BY ADV. SRI.SHEJI P.ABRAHAM

RESPONDENT(S):

1. KOZHIKODE PRIMARY CO-OPERATIVE AGRICULTURAL AND RURAL
DEVELOPMENT BANK LTD. NO.4362, THAMARASSERY,
KOZHIKODE - 693 001
REP. BY ITS MANAGER.
2. MANAGER,
KOZHIKODE PRIMARY CO-OPERATIVE AGRICULTURAL AND RURAL
DEVELOPMENT BANK LTD. NO.4362,
THAMARASSERY, KOZHIKODE - 693 101.

R BY STANDING COUNSEL SRI.THOMAS ANTONY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
26-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 5407 of 2015 (A)

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1: TRUE COPY OF THE ORDER PASSED BY THE KERALA STATE FARMERS DEBT
RELIEF COMMISSION DT.26.11.10.

EXT.P2:TRUE COPY OF THE DEMAND NOTICE DT.24.5.13 ISSUED BY THE
RESPONDENT TO THE PETITIONER.

EXT.P3: TRUE COPY OF THE DEMAND NOTICE DT.18.3.14 FROM THE OFFICE OF THE
2ND RESPONDENT TO THE PETITIONER.

EXT.P4: TRUE COPY OF THE REQUEST DATED 23.9.14 SUBMITTED BY THE
PETITIONER TO THE RESPONDENT.

EXT.P5: TRUE COPY OF THE SALE NOTICE DTD. 31.1.15

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.5407 of 2015

Dated this the 26th day of February, 2015

J U D G M E N T

The petitioner had altogether availed four loans from the first respondent Bank. Two loans (RHL 340-A & RHL 340-B) out of the above have been waived. This is so done by Ext.P1 order of the Kerala State Farmers' Debt Relief Commission.

2. The petitioner can avail the benefit of ASHWAS-2015 Scheme in respect of other two loans. Any motion made in that regard within one week from today shall be dealt with within two weeks therefrom. The first respondent Bank shall put the petitioner on notice before passing final orders.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.