

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 12TH DAY OF MARCH 2015/21ST PHALGUNA, 1936

WP(C).No. 6211 of 2015 (B)

PETITIONER(S):

1. JOY JOSEPH, AGED 44 YEARS
S/O.JOSEPH, CHOLANPUZHA HOUSE
KOLAKKAD P.O., KANICHAR, THALASSERY TALUK
KANNUR DISTRICT.
2. JANCY JOY
W/O.JOY JOSEPH, CHOLANPUZHA HOUSE, KOLAKKAD P.O.
KANICHAR, THALASSERY TALUK, KANNUR DISTRICT.
3. JOSE.P.U., S/O.ULAKANNAN, AGED 55 YEARS
PULLUMARIYIL HOUSE, KOLAKKAD P.O.
CHENGOM, KANNUR DISTRICT.

BY ADVS.SRI.K.MOHANAKANNAN
SMT.A.R.PRAVITHA

RESPONDENT(S):

1. REGISTRAR OF CO-OPERATIVE SOCIETIES
THIRUVANANTHAPURAM-695 001.
2. JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES
(GENERAL) KANNUR-670 001.
3. ASST.REGISTRAR OF CO-OPERATIVE SOCIETIES
(GENERAL) KOOOTHUPARAMBA, KANNUR-670 643.
4. KELAKAM SERVICE CO-OPERATIVE BANK
REPRESENTED BY ITS SECRETARY, KELAKAM P.O.
KANNUR-670 673.

R-R BY ADV. SRI.K.V.PAVITHRAN
R-R BY ADV. SRI.JAYANANDAN MADAYI PUTHIYAVEETIL
R-R BY ADV. SRI.P.SAJU
R BY GOVERNMENT PLEADER SRI.GIKKU JACOB.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
12-03-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXT.P1- TRUE COPY OF THE REPRESENTATION BEFORE THE HON'BLE MINISTER FOR
CO-OPERATION ON 27.12.2014.

EXT.P2- TRUE COPY OF THE LETTER NO.32/2015/R SENT BY THE 2ND RESPONDENT
TO THE 3RD RESPONDENT DATED 10.1.2015.

EXT.P3- TRUE COPY OF THE COMMUNICATION SENT BY THE 3RD RESPONDENT TO
THE 4TH RESPONDENT DATED 18.2.2015.

EXT.P4- TRUE COPY OF THE CIRCULAR 5/2015 ASWAS 2015 ISSUED BY THE 1ST
RESPONDENT

RESPONDENT(S)' EXHIBITS

EXT.R4(a) TRUE COPY OF THE LEDGER OF THE LOAN ACCOUNT MAINTAINED
BY THE BANK (LOAN NO.1942)

EXT.R4(b) TRUE COPY OF THE LEDGER OF THE LOAN ACCOUNT MAINTAINED
BY THE BANK (LOAN NO.1943)

EXT.R4(c) THE PAYMENTS WERE MADE THROUGH COURT AND THE LEDGER
ABSTRACT SHOWING THE TOTAL REMITTANCE IN THE LOANS
(LOAN NO.1944)

EXT.R4(d) THE PAYMENTS WERE MADE THROUGH COURT AND THE LEDGER
ABSTRACT SHOWING THE TOTAL REMITTANCE IN THE LOANS
(LOAN NO.1945)

EXT.R4(e) TRUE COPY OF THE COMPLAINT FILED BEFORE THE JFCM,
KUTHUPARAMBA AND FORWARDED TO THE POLICE BY THE COURT.

EXT.R4(f) TRUE COPY OF THE BALANCE SHEET OF THE BANK FOR THE YEAR
2013-14.

EXT.R4(g) TRUE COPY OF THE CIRCULAR NO.5/2015 DATED 22.1.2015.

EXT.R4(h) TRUE COPY OF THE CIRCULAR NO.9/2015 DATED 16.2.2015.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.6211 of 2015

Dated this the 12th day of March, 2015

J U D G M E N T

The petitioner seeks the benefit of ASHWAS-2015 Scheme. The petitioner relies on Exts.P1 and P2 communications also in this regard.

2. The petitioner is free to make a motion to the fourth respondent. Any motion made within one week from today shall be dealt with by the fourth respondent within one week therefrom. The entitlement of the petitioner to the Scheme aforesaid shall be considered in detail.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.