

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

MONDAY, THE 16TH DAY OF NOVEMBER 2015/25TH KARTHIKA, 1937

WP(C).No. 7693 of 2015 (J)

PETITIONER :

**MEENAKUMARI
W/O. KRISHNAKALA,
RESIDING AT THENGODUKALAM, KARIPPALI
PATTANCHERRY P.O., CHITTUR TALUK,
PALAKKAD DISTRICT.**

**BY ADVS.SRI.G.HARIHARAN
SRI.PRAVEEN H.**

RESPONDENTS :

- 1. STATE BANK OF INDIA
SBI BUILDING, ENGLISH CHURCH ROAD, PALAKKAD-678001
REPRESENTED BY ITS ASSISTANT GENERAL MANAGER.**
- 2. DEBT RECOVERY TRIBUNAL
KERALA HOUSING BOARD BUILDING, PANAMPILLY NAGAR
ERNAKULAM-620 036.**

BY ADV. SRI.R.S.KALKURA, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 16-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

WP(C).No. 7693 of 2015 (J)

APPENDIX

PETITIONERS' EXHIBITS :

**EXHIBIT P1- TRUE COPY OF THE ORDER MADE IN O.A.NO. 190/2014 MADE BY THE
DEBT RECOVERY TRIBUNAL, ERNAKULAM ON 31-10-2014.**

**EXHIBIT P2- TRUE COPY OF THE DECREE DATED 22-12-2011 MADE IN O.S. 418/2008
OF THE ADDITIONAL SUB COURT, PALAKKAD.**

**EXHIBIT P3- TRUE COPY OF THE PROPERTY TAX RECEIPT ISSUED BY THE
PATTANCHERRY GRAMA PANCHAYAT DATED 26-06-2014
EVIDENCING PAYMENT OF PROPERTY TAX.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.K.JAYASANKARAN NAMBIAR, J.
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W.P.(C). No. 7693 of 2015
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Dated this the 16th day of November, 2015

JUDGMENT

In the writ petition, the petitioner challenges Ext.P1 order of the Debt Recovery Tribunal in OA No. 190 of 2014. Although various contentions have raised in the writ petition against Ext.P1 order of the DRT, I find that the petitioner has an effective alternate remedy against Ext.P1 order, by way of filing an appeal before the Debt Recovery Appellate Tribunal. Under the circumstances, I see no reason to interfere with Ext.P1 order in these proceedings under Article 226 of the Constitution of India. The writ petition, therefore fails and is accordingly dismissed.

Sd/-
A.K.JAYASANKARAN NAMBIAR
JUDGE