

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

MONDAY, THE 22ND DAY OF JUNE 2015/1ST ASHADHA, 1937

WP(C).No. 10255 of 2015 (F)

PETITIONER :

**P.V. VARGHESE
PARAMBETHU, BISNI VILLA
CHITTAR P.O., PATHANAMTHITTA - 689 663.**

BY ADV. SRI.M.KIRANLAL

RESPONDENT(S) :

- 1. DY.TAHSILDAR (RR),
PATHANAMTHITTA - 689 001.**
- 2. CHIEF MANAGER
STATE BANK OF TRAVANCORE,
VADASSERIKKARA BRANCH, RANNI
PATHANAMTHITTA - 689 662.**
- 3. DISTRICT COLLECTOR
PATHANAMTHITTA - 689 001.**

**R1 & R3 BY GOVT. PLEADER SMT. SHOBA ANNAMMA EAPEN
R2 BY ADV. SRI.R.S.KALKURA, SC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 22-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 10255 of 2015 (F)

APPENDIX

PETITIONERS' EXHIBITS :

- EXT.P-1: TRUE COPY OF THE DEGREE CERTIFICATE OF BERIN P. VARGHESE
 ISSUED BY THE KERALA VETERINARY AND ANIMAL SCIENCE
 UNIVERSITY, KERALA.**
- EXT.P-2: TRUE COPY OF THE PROVISIONAL DEGREE CERTIFICATE ISSUED BY
 INDIAN VETERINARY RESEARCH INSTITUTE DATED 8.10.2014.**
- EXT.P-3: TRUE COPY OF THE OFFER LETTER FROM THE UNIVERSITY OF
 MARYLAND, USA INTIMATING SELECTION FOR PH.D PROGRAM DATED
 12.9.2014.**
- EXT.P-4: TRUE COPY OF NOTICE UNDER SECTION 7 OF REVENUE RECOVERY
 ACT DATED 18.11.2014.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.MUHAMED MUSTAQUE, J.

W.P.(C).No.10255 of 2015

Dated this the 22nd day of June, 2015

J U D G M E N T

The petitioner availed an educational loan from the respondent Bank. On account of non repayment of the loan, the Bank initiated revenue recovery proceedings. The petitioner impugns the same in this writ petition.

2. The learned counsel for the petitioner submits that, the petitioner may be given some time to wipe off the entire liability. It is also submitted that, the petitioner has secured an admission for P.H.D in U.S. and he would be able to discharge the entire liability.

3. The learned Standing Counsel for the Bank submits that the total liability of the petitioner is around ₹2,50,000/- along with incidental expenses and future interest.

4. Considering the facts and circumstances of the case, this writ petition is disposed of with the following directions :

1. The petitioner shall remit the entire liability in four equal monthly installments starting from 10.07.2015 onwards.
2. If the petitioner fails to pay any of the installments, the Bank is at liberty to proceed against the petitioner.
3. To work out above reliefs, all revenue recovery proceedings against the petitioner shall be deferred in tune with the directions.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.