

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 22ND DAY OF MAY 2015/1ST JYAISHTA, 1937

WP(C).No. 10669 of 2015 (G)

PETITIONER :

**K.R.PRAKASH
S/O.RAGHAVAN, KAVUMPRAYIL HOUSE,
CHITHIRAPURAM P.O., IDUKKI DISTRICT, PIN-685 565.**

**BY ADVS.SRI.S.VINOD BHAT
SRI.LEGITH T. KOTTAKKAL**

RESPONDENT(S) :

- 1. THE KERALA FINANCIAL CORPORATION
HEAD OFFICE, VELLAYAMBALAM, THIRUVANANTHAPURAM
REPRESENTED BY ITS MANAGING DIRECTOR, PIN-695 033.**
- 2. DEPUTY TAHSILDAR (RR)
KERALA FINANCIAL CORPORATION, KATTAPPANA-685 508.**

R1 & R2 BY ADV. SRI.T.V.GEORGE, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 22-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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APPENDIX

PETITIONERS' EXHIBITS :

- EXT.P1- COPY OF THE SANCTION LETTER DATED 4.5.2000.
- EXT.P2- COPY OF THE LOAN SANCTION LETTER DATED 16.11.2001.
- EXT.P3- COPY OF PROVISIONAL STATEMENT OF ACCOUNTS.
- EXT.P4- COPY OF THE NOTICE DATED 28.11.2006 ISSUED BY GENERAL
MANAGER, KFC.
- EXT.P5- COPY OF THE LETTER NO.040189010/1177/06 DATED 29.11.2006
ISSUED BY BRANCH MANAGER, KFC.
- EXT.P6- COPY OF THE ORDER DATED 4.4.2008 IN IA 16/2007 IN CC 35/2007 OF
CONSUMER DISPUTES REDRESSAL FORUM, IDUKKI.
- EXT.P7- COPY OF THE RECEIPT DATED 25.6.2008 ISSUED BY KERALA
FINANCIAL CORPORATION.
- EXT.P8- COPY OF THE LOAN AGREEMENT DATED 11.2.2008 BETWEEN
PETITIONERS AND KERALA FINANCIAL CORPORATION.
- EXT.P9- COPY OF THE LETTER NO.L/2120/2008/L.DIS. DATED 9.7.2008 ISSUED
BY DISTRICT INDUSTRIES CENTRE, IDUKKI.
- EXT.P10- COPY OF NOTICE OF SALE OF IMMOVABLE PROPERTY NO.I. 69/11
DATED 7.10.2011 ISSUED BY THE 4TH RESPONDENT.
- EXT.P11- COPY OF DEMAND DRAFTS NO.207261 AND 207262 DATED 3.5.2012
ISSUED BY STATE BANK OF TRAVANCORE.
- EXT.P12- COPY OF THE JUDGMENT DATED 28.5.2012 IN WPC 31023/2011 OF THE
HIGH COURT OF KERALA.
- EXT.P13- COPY OF THE PROCEEDINGS OF THE DEPUTY COLLECTOR (RR) KFC
THIRUVANANTHAPURAM (NO.DYCKFC/147.2012/2488 DATED 3.10.2012.
- EXT.P14- COPY OF CERTIFICATE NO.A4-3426/15 DATED 4.3.2015 ISSUED BY
ADIMALY GRAMA PANCHAYAT.
- EXT.P15- COPY OF THE RECEIPT ISSUED BY DEPARTMENT OF COMMERCIAL
TAXES DATED 25.5.2014.
- EXT.P16- COPY OF THE RECEIPT ISSUED BY DEPARTMENT OF COMMERCIAL
TAXES DATED 24.10.2014.

(Contd...)

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**EXT.P17- COPY OF NOTICE OF SALE OF IMMOVABLE PROPERTY NO.I 69/11
DATED 18.02.2015 ISSUED BY THE 4TH RESPONDENT.**

**EXT.P18- COPY OF INVOICE NO.501 DATED 3.7.2001 ISSUED BY PERIYAR
BUILDING PRODUCTS.**

**EXT.P19- COPY OF INVOICE NO.003 DATED 14.6.2004 ISSUED BY PERIYAR
BUILDING PRODUCTS.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

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A.MUHAMED MUSTAQUE, J.

W.P.(C) No.10669 of 2015

Dated this the 22nd day of May, 2015

JUDGMENT

It is submitted by the first respondent that they have already taken steps to withdraw Ext.P16. The above submission is recorded. In that view of the matter, challenge in this writ petition has become infructuous. Accordingly, the writ petition is closed leaving open all other issues.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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