

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 26TH DAY OF JUNE 2015/5TH ASHADHA, 1937

WP(C).No. 10708 of 2015 ()

PETITIONER :

**B.B.RIYAS ALI, AGED 32 YEARS,
S/O.BASHEER ALI, RESIDING AT ANICODE,
KALLEKKAD AMSOM,
KARIYANKODE POST, PALAKKAD.**

BY ADV. SRI.L.RAJESH NARAYAN

RESPONDENT(S):

- 1. DISTRICT COLLECTOR,
PALAKKAD - 687 001.**
- 2. TAHSILDAR (R.R),
PALAKKAD - 678 001.**
- 3. VILLAGE OFFICER,
PALAKKAD II VILLAGE, PALAKKAD - 678 001.**
- 4. CHIEF MANAGER,
UNION BANK OF INDIA, PALAKKAD MAIN BRANCH,
LAKSHMI RESIDENCY, SULTANPET, PALAKKAD - 678 001.**

**R1 TO R3 BY GOVERNMENT PLEADER SRI.P.V.LONACHAN
R4 BY ADV. SRI.A.S.P.KURUP, SC, UBI**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 26-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

WP(C).No. 10708 of 2015 ()

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: TRUE COPY OF THE PLAINT IN O.S.NO.830/2012 DATED 20.10.2012.**
- EXT.P2: TRUE COPY OF THE WRITTEN STATEMENT DATED 6.8.2014.**
- EXT.P3: TRUE COPY OF THE PLAINT IN O.S.NO.760/2014 DATED 24.11.14 ON
 THE FILES OF THE HON'BLE MUNSIFF COURT, PALAKKAD.**
- EXT.P4: TRUE COPY OF I.A.NO.3424/14 DATED 24.11.14.**
- EXT.P5: TRUE COPY OF THE COUNTER STATEMENT DATED 23.1.15.**

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.S.TO JUDGE

sts

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.10708 of 2015

Dated this the 26th day of June, 2015

J U D G M E N T

The petitioner impugns revenue recovery proceedings in this writ petition.

2. The main grievance of the petitioner is regarding attempt being made by the Bank through Revenue Officials to attach movables without serving any notice to him. The petitioner in fact moved O.S.No.760/2014 before the Munsiff Court, Palakkad for similar relief.

Considering the above fact, I am of the view that, the petitioner shall seek appropriate relief from the Civil Court, wherein the challenge regarding revenue recovery is made. To work out alternate remedy there, all coercive steps against the petitioner shall be deferred for a period of one month.

This writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.