

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 6TH DAY OF JANUARY 2015/16TH POUSHA, 1936

WP(C).No. 11371 of 2014 (V)

PETITIONER:

**GOPAKUMAR M.D, AGED 39 YEARS
S/O. LATE DHAMODAREN NAIR, MANJANATTU HOUSE
MATHIL BHAGOM MURI, THIRUVALLA P.O.
THIRUVALLA VILLAGE, THIRUVALLA TALUK
PATHANAMTHITTA DISTRICT.**

BY ADV. SRI.K.N.RADHAKRISHNAN(THIRUVALLA)

RESPONDENTS:

- 1. THE THIRUVALLA CO-OPERATIVE AGRICULTURAL &
RURAL DEVELOPMENT BANK LTD.
NO. A 159, THIRUVALLA, REPRESENTED BY ITS SECRETARY.**
- 2. SPECIAL OFFICER
THE THIRUVALLA CO-OPERATIVE AGRICULTURAL & RURAL
DEVELOPMENT BANK LTD.NO. A 159
THIRUVALLA.**

**R1 BY ADVS. SRI.ABRAHAM SAMSON
SMT.LOVELY SAMSON**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
06-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

WP(C).No. 11371 of 2014 (V)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1- TRUE COPY OF NOTICE ISSUED TO THE PETITIONER BY THE 1ST
RESPONDENT DATED 15-12-2012.**

**EXHIBIT P2- TRUE COPY OF NOTICE ISSUED TO THE PETITIONER BY THE 2ND
RESPONDENT DATED 29-01-2014.**

**EXHIBIT P3- COPY OF MEDICAL CERTIFICATE ISSUED BY DR. SUNIL MATHEW
DATED 31-03-2014.**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 11371 OF 2014

Dated this the 06th day of January, 2015

JUDGMENT

A sum of Rs. 1,74,927 was due from the petitioner to the first respondent bank as on 30.04.2014. The amount has been so arrived at on the basis of award No. 97/2010 secured in the arbitration case. The first respondent bank is also willing to extend the benefit of one time settlement scheme to the petitioner.

2. It is open to the petitioner to move the first respondent bank for one time settlement scheme or for instalment facility. Any application so preferred within three weeks shall be dealt with by the first respondent bank within three weeks thereafter. The coercive steps pursuant to the award aforesaid shall be put on hold for a period of six weeks.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS