

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

WEDNESDAY, THE 8TH DAY OF APRIL 2015/18TH CHAITHRA, 1937

WP(C).No. 11650 of 2015 (E)

PETITIONER:

**KANNUR DISTRICT WHOLESALE CO-OPERATIVE CONSUMERS' STORES
LTD.NO.F-1031,
KANNUR, REPRESENTED BY ITS MANAGING DIRECTOR-IN-CHARGE
P. HARIDAS, AGED 51 YEARS
S/O. BALAKRISHNAN K.**

**BY ADVS.SRI.M.SASINDRAN
SRI.V.VENUGOPAL**

RESPONDENTS:

- 1. STATE OF KERALA
REPRESENTED BY SECRETARY TO THE GOVERNMENT
DEPARTMENT OF CO-OPERATION
SECRETARIAT, THIRUVANANTHAPURAM - 695 001**
- 2. THE SPECIAL DEPUTY TAHSILDAR
(REVENUE RECOVERY), KANNUR - 670 001**
- 3. THE REGISTRAR OF CO-OPERATIVE SOCIETIES
THIRUVANANTHAPURAM - 695 001**
- 4. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES
KANNUR - 670 001**

BY GOVERNMENT PLEADER SRI. T.R. RAJESH

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 08-04-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 TRUE COPY OF THE ORDER DATED 4.2.2010 AS G.O.(MS) NO. 74/2010**
- EXT.P2 TRUE COPY OF THE REPRESENTATION DATED 13.2.2010
SUBMITTED BY THE PETITIONER SOCIETY BEFORE THE FIRST
RESPONDENT**
- EXT.P3 TRUE COPY OF THE COMMUNICATION DATED 3.2.2011 ISSUED BY
THE FIRST RESPONDENT**
- EXT.P4 TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE
PETITIONER SOCIETY DATED 27.09.2011**
- EXT.P5 TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE
PETITIONER SOCIETY BEFORE THE FIRST RESPONDENT ON
16.07.2014**
- EXT.P6 TRUE COPY OF THE DEMAND NOTICE UNDER SECTION 7
DATED 27.11.2014 ISSUED BY THE 2ND RESPONDENT**
- EXT.P6(a) COPY OF THE DEMAND NOTICE DATED 27.11.2014 ISSUED BY THE
2ND RESPONDENT**
- EXT. P7 COPY OF THE COMMUNICATION DATED 16.12.2014**
- EXT. P8 COPY OF THE JUDGMENT IN W.P.(C). NO. 1652/2015 DATED 16.1.2015**
- EXT. P9 COPY OF THE COMMUNICATION DATED 10.03.2015**
- EXT.P10 COPY OF THE REPRESENTATION DATED 18.02.2015 SUBMITTED BY
THE PETITIONER BEFORE THE 1ST RESPONDENT.**

RESPONDENT(S)' EXHIBITS:-NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 11650 OF 2015

Dated this the 8th day of April, 2015

JUDGMENT

The petitioner wants the amount due to the first respondent to be converted as share capital. Ext. P10 representation submitted in this regard is pending with the first respondent.

2. I direct the first respondent to consider Ext. P10 representation with notice to the petitioner. The needful shall be done within a period of six weeks from the date of receipt of a copy of this judgment.

3. The coercive steps pursuant to Exts. P6 series demand notices shall be put on hold till orders are passed on Ext. P10 representation as directed above.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS