

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA

THURSDAY, THE 28TH DAY OF MAY 2015/7TH JYAISHTA, 1937

WP(C).No. 22823 of 2006 (P)

PETITIONER(S):

**JOSHY MICHEL
S/O. MICHEL, RESIDING AT VATTAKUNNEL HOUSE
UPPUTHODU P.O., IDUKKI DISTRICT, NOW WORKING AS
ACCOUNTANT/JUNIOR SUPERVISOR, DEVIKULAM TALUK
CO-OPERATIVE AGRICULTURAL AND RURAL DEVELOPMENT
BANK LIMITED, ADIMALY P.O., IDUKKI DISTRICT**

BY ADV. SRI.GEORGE POONTHOTTAM

RESPONDENT(S):

- 1. THE REGISTRAR OF CO-OP.SOCIETY
KERALA, OFFICE OF THE REGISTRAR OF CO-OPERATIVE
SOCIETY, SECRETARIAT, THIRUVANANTHAPURAM.**
- 2. THE JOINT REGISTRAR OF CO-OPERATIVE
SOCIETY (GENERAL) IDUKKI, OFFICE OF THE
JOINT REGISTRAR OF CO-OPERATIVE SOCIETY, PINAVU P.O.
IDUKKI.**
- 3. THE DEVIKULAM TALUK CO-OPERATIVES AND
RURAL DEVELOPMENT BANK LIMITED, REPRESENTED BY ITS
SECRETARY, ADIMALY P.O., IDUKKI.**
- 4. K.M.PRAKASAN,
SUPERVISOR, THE DEVIKULAM TALUK AGRICULTURAL AND
RURAL DEVELOPMENT BANK LTD., ADIMALI P.O.
IDUKKI DISTRICT.**

**R3 BY ADV. SRI.C.K.VIDYASAGAR
R1 & R2 BY SRI SOJAN JAMES, SENIOR GOVERNMENT PLEADER**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28-05-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

JV

APPENDIX

PETITIONER'S EXHIBITS:

- P1 : COPY OF THE ORDER DATED 30.11.1996 OF THE 2ND RESPONDENT
JOINT REGISTRAR
- P2 : COPY OF the ORDER DATED 28.04.2000 ISSUED BY THE 2ND
RESPONDENT JOINT REGISTRAR TO THE 3RD RESPONDENT BANK
- P3 : COPY OF THE JUDGMENT DATED 03.09.2003 IN WPC NO.28457/2003
- P4 : COPY OF THE ORDER NO.CRB 3872/2003 DATED 19.12.2003
- P5 : COPY OF THE REQUEST DATED 16.09.2004 FILED BY THE PETITIONER
BEFORE THE 3RD RESPONDENT BANK.

RESPONDENTS' EXHIBITS: N I L

//TRUE COPY//

P.A. TO JUDGE

JV

ANIL K. NARENDRAN, J.

W.P.(C) No.22823 of 2006

Dated this the 28th day of May, 2015

JUDGMENT

This writ petition has been filed by the petitioner, who was working as Accountant/Junior Supervisor in Devikulam Taluk Co-operative Agricultural and Rural Development Bank Limited seeking a writ of mandamus commanding the respondent Bank to fix the seniority and all the consequential benefits on the basis of Ext.P1 order dated 30.11.1996 of the Joint Registrar of Co-operative Society (General), Idukki, the 2nd respondent herein.

2. Today, when the case was taken up for final hearing, the learned counsel for the petitioner submits that the petitioner is no more and that he could not succeed on his attempt to contact the legal heirs of the petitioner. Therefore, the learned counsel for the petitioner submits that the writ petition may be closed without prejudice to the right of the legal heirs of the petitioner to agitate the issue.

Recording the abovesaid submission made by the learned counsel for the petitioner, this writ petition is closed without

prejudice to the right of the legal heirs of the petitioner as aforesaid.

JV

SD/-
ANIL K. NARENDHAN,
JUDGE