

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 3RD DAY OF JULY 2015/12TH ASHADHA, 1937

WP(C).No. 14355 of 2015 (T)

PETITIONER(S):

1. JAYA SOJAN,
CHOOZHUKUNNEL HOUSE,
KANJIKUZHYP.O., IDUKKI DISTRICT.
2. SOJAN JOSEPH,
CHOOZHUKUNNEL HOUSE,
KANJIKUZHYP.O., IDUKKI DISTRICT.

**BY ADVS.SRI.SHAJI THOMAS
SRI.BINU PAUL
SRI.T.V.VINU**

RESPONDENT(S):

1. KERALA STATE CO-OPERATIVE BANK LTD.,
REPRESENTED BY ITS MANAGER,
IDUKKI BRANCH, IDUKKI DISTRICT, PIN-685 602.
2. THE AUTHORISED OFFICER,
KERALA STATE CO-OPERATIVE BANK LTD.,
ZONAL OFFICE, ANANDI BUILDING,
CHITTOOR ROAD, ERNAKULAM, KOCHI-682 035.

BY SRI.GEORGE POONTHOTTAM, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 03-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

mbr/

WP(C).No. 14355 of 2015 (T)

APPENDIX

PETITIONER(S)' EXHIBITS:

**P1- TRUE PHOTOCOPY OF THE NOTICE DATED 20.04.2015 ISSUED BY THE
2ND RESPONDENT.**

RESPONDENTS' EXHIBITS: NIL.

//TRUE COPY//

P.S. TO JUDGE

mbr/

A.MUHAMED MUSTAQUE, J.

W.P.(C) No. 14355 of 2015

Dated this the 3rd day of July, 2015

JUDGMENT

Petitioners, impugning SARFAESI proceedings, have approached this Court. The secured asset is a residential building with ten cents of land. This Court ascertained from the respondent Bank whether it is possible to earmark the land excluding residential house for the purpose of realisation of the loan amount.

2. Learned counsel for the Bank submits that it is not possible to consider the request due to nature of location of the residential house.

3. Learned counsel for the petitioners submits that the petitioners may be given some time to wipe off the entire liability.

Taking into overall facts and circumstances, the petitioners shall be given three months time from today to settle the entire liability.

The writ petition is disposed of as above.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE