

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDRA

TUESDAY, THE 29TH DAY OF SEPTEMBER 2015/7TH ASWINA, 1937

WP(C).No. 18438 of 2014 (D)

PETITIONER(S):

**N.B.UNNIKRISHNAN AGED 54 YEARS
S/O. LATE BHASKARAPILLAI, NALLUMAVUMKAL, ERUMELI P.O.
KOTTAYAM DISTRICT.**

**BY ADVS.SRI.NOBLE MATHEW
SRI.GEORGE SEBASTIAN**

RESPONDENT(S):

- 1. THE ERUMELI SERVICE COOPERATIVE BANK LTD.
ERUMELI, KOTTAYAM DISTRICT - 686509, REP.BY ITS SECRETARY.**
- 2. THE KERALA STATE CO-OPERATIVE ELECTION COMMISSION
REPRESENTED BY ITS CHIEF ELECTORAL OFFICER
THIRUVANANTHAPURAM - 695001.**
- 3. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES(GENERAL)
COLLECTORATE P.O., KOTTAYAM - 686001.**
- 4. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES(GENERAL)
KANJIRAPPALLY - 686507.**
- 5. THE INSPECTOR OF CO-OPERATIVE SOCIETIES
KANJIRAPPALLY UNIT - 686507.**
- 6. THE INSPECTOR OF CO-OPERATIVE SOCIETIES
PONKUNNAM UNIT - 686506**
- 7. P.H.HABEEB
PARAPALLIL HOUSE, KARUVAMUZHI P.O., KOTTAYAM DISTRICT - 686509.**
- 8. JOSE KADAKKUZHA
KADAKKUZHA HOUSE, KURUVAMUZHI P.O., KOTTAYAM DISTRICT-686509.**
- 9. P.K.GOPALAN
KOCHUVEETIL HOUSE, IRUMPINIKKARA, KANNIMALA P.O.
KOTTAYAM DISTRICT-686509**

**R1 BY ADV. SRI.ISSAC M.PERUMPILLIL
R1 BY ADV. SRI.JIJO PAUL KALLOKKARAN
R2-R6 BY SRI V.K.RAJEEK, GOVERNMENT PLEADER**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 29-09-2015, THE
COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : COPY OF THE ELECTION NOTIFICATION DTD.1.7.2014 ISSUED BY THE 2ND RESPONDENT.**
- P2 : COPY OF THE REPRESENTATION DTD.16.6.2014 FILED BY THE PETITIONER BEFORE THE 3RD RESPONDENT.**
- P3 : COPY OF THE RECEIPT DTD.17.6.2014 ISSUED FROM THE OFFICE OF THE 3RD RESPONDENT.**
- P4 : COPY OF THE NOTICE DTD.8.7.2014 ISSUED BY THE 6TH RESPONDENT.**
- P5 : COPY OF THE REPRESENTATION DTD.15.7.2014 ISSUED BY THE PETITIONER BEFORE THE 6TH RESPONDENT.**
- P6 : COPY OF THE STATEMENT DTD.15.7.2014 GIVEN BY THE PETITIONER BEFORE THE 6TH RESPONDENT.**

RESPONDENT(S)' EXHIBITS: N I L

//TRUE COPY//

P.A. TO JUDGE

JV

ANIL K. NARENDRAN, J.

W.P.(C) No.18438 of 2014

Dated this the 29th day of September, 2015

JUDGMENT

The petitioner who is a member of the 1st respondent Co-operative Society has filed this writ petition seeking a writ of mandamus commanding respondents 2 to 6 to see that persons who are residing outside the area of operation of the 1st respondent are not permitted to vote and contest in the election scheduled to be held on 10.08.2014 as per Ext.P1 notification dated 01.07.2014.

2. Today, when the case was taken up for further consideration, the learned Standing Counsel appearing for the 1st respondent would submit that in terms of Ext.P1 notification election has already been held on 10.08.2014 and the new Managing Committee has also taken charge.

In such circumstances, no relief can be granted in this writ petition. The writ petition fails and the same is dismissed.

SD/-
ANIL K. NARENDRAN,
JUDGE