

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 2ND DAY OF JULY 2015/11TH ASHADHA, 1937

WP(C).No.19754 of 2015 (T)

PETITIONER:

**PRASANAN C.J,AGED 43 YEARS,
S/O.JANARDHANAN,CHEMPLANIKKAL KUNNEL,
KURUMBANADAM P.O.,PALAMATTOM,KOTTAYAM.**

BY ADV.SRI.RAJAGOPAL PADIPPURACKAL

RESPONDENT:

**CORPORATION BANK,KARUKACHAL BRANCH,
REP.BY LAKSHMANAN S.,S/O.SUBHASH,
THE AUTHORIZED OFFICER AND CHIEF MANAGER,
ZONAL OFFICE,TRIVANDRUM.**

BY ADV.SRI.N.RAJAGOPALAN NAIR.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 02-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT-P1:THE AGREEMENT FOR TERM LOANS DATED 17.02.2014.

**EXHIBIT-P2:COPY OF THE REGISTRATION CERTIFICATE WITH RESPECT TO THE
VEHICLE BEARING REG.NO.KL 33 F 1405.**

**EXHIBIT-P3:TREATMENT RECORDS PERTAINING TO THE TREATMENT OF THE
FATHER OF THE PETITIONER.**

**EXHIBIT-P4:COPY OF THE NOTICE ISSUED TO THE PETITIONER BY THE
RESPONDENT BANK DATED 15.02.2015.**

**EXHIBIT-P5:COPY OF THE PETITIONER FILED BY THE RESPONDENT IN CMP
NO.1824/2015 ON THE FILE OF THE HON'BLE CHIEF JUDICIAL
MAGISTRATE, KOTTAYAM.**

EXHIBIT-P6:COPY OF THE COMMISSION REPORT.

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

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A.MUHAMED MUSTAQUE, J.

W.P.(C) No.19754 of 2015

Dated this the 2nd day of July, 2015

JUDGMENT

The petitioner availed a vehicle loan from the vehicle loan from the respondent Bank. The petitioner has approached this Court challenging SARFAESI proceedings.

2. According to the Bank, the overdue amount is Rs.1,57,000/- and the total liability is more than Rs.11 lakhs.

Considering the facts and circumstances, this writ petition is disposed of with the following directions:

1. The petitioner shall remit Rs.75,000/- on or before 30.7.2015.
2. Thereafter, the petitioner shall remit the balance overdue amount along with regular EMI in five equal monthly instalments starting from the month of August, 2015.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE

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