

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 30TH DAY OF JULY 2015/8TH SRAVANA, 1937

WP(C).No. 21005 of 2015 (A)

PETITIONER(S):

1. MOHAMMED SAFEER, S/O.V.A.ALI,
VADAKKANAZHI ALUKKAL HOUSE,
KATTIPPARUTHI AMSOM, PAINKANNUR DESOM,
PAINKANNUR P.O-679 571, TIRUR TALUK.
2. ALI V.A., S/O.MOHAMMED KUTTY,
VADAKKANAZHI ALUKKAL HOUSE,
KATTIPPARUTHI AMSOM, PAINKANNUR DESOM,
PAINKANNUR P.O-679 571, TIRUR TALUK.

BY ADVS.SRI.P.CHANDRASEKHAR
SRI.S.PRASANTH
SRI.SOORAJ T.ELENJICKAL
SRI.P.A.MOHAMMED SHAH
SMT.UMA
SRI.K.NANDAKUMAR
SMT.V.A.HARITHA
SMT.P.M.MAZNA MANSOOR

RESPONDENT(S):

1. KERALA GRAMIN BANK,
KGB TOWERS, A.K.ROAD, MALAPPURAM, KERALA-676 505,
REPRESENTED BY ITS GENERAL MANAGER.
2. KERALA GRAMIN BANK,
VALANCHERY P.O, PIN-679 571, MALAPPURAM DISTRICT,
REPRESENTED BY ITS MANAGER.

R1 & R2 BY ADV. SRI.T.R.RAVI, SC, S.MALABAR G. BANK

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

WP(C).No. 21005 of 2015 (A)

APPENDIX

PETITIONER(S)' EXHIBITS

P1 : A TRUE COPY OF THE RECEIPT DATED 3-6-2015 ISSUED BY THE 2ND RESPONDENT.

P2 : A TRUE COPY OF LETTER DATED 2-4-2015 ISSUED BY THE 1ST RESPONDENT TO THE 1ST PETITIONER THAT HE MAY APPROACH THE 2ND RESPONDENT FOR AVAILING THE BENEFIT OF ONE TIME SETTLEMENT SCHEME.

P3 : A TRUE COPY OF THE LETTER DATED 15-5-2015 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER.

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO JUDGE

sts

A. MUHAMED MUSTAQUE, J

W.P.(C).No. 21005 of 2015

Dated this the 30th day of July, 2015

JUDGMENT

The petitioner, a defaulter to the respondent-Bank, has approached this Court seeking a direction against the Bank to consider the request for one time settlement.

2. The learned Standing Counsel for the Bank submits that though the petitioner was communicated about the settlement proposed, he has never turned thereafter. The learned Standing Counsel also expressed doubt as to whether the scheme is prevailing for one time settlement.

3. Considering the facts and circumstances, this Court is of the view that the matter should be settled either with reference to one time settlement scheme or otherwise. The Bank shall explore all possibilities.

4. Therefore, the following directions are issued :

i) The petitioner shall make a detailed proposal within a period of two weeks from the receipt of copy of this judgment.

ii) Thereafter, the Bank shall consider the proposal within a further period of two weeks, after notice to the petitioner.

iii) Coercive steps shall be deferred till reliefs as above are worked out.

The writ petition is disposed of as above.

Sd/-

A. MUHAMED MUSTAQUE, JUDGE

bpr