

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 23RD DAY OF JULY 2015/1ST SRAVANA, 1937

WP(C).No. 21109 of 2015 (K)

PETITIONER :

**FATHIMA
W/O.LATE MAMMED KOYA,
NAZIA MANZIL, THIRUVANGOOR P.O.
THEMANCHERY VILLAGE, KOYILANDY,
KOZHIKODE.**

**BY ADVS.SRI.B.RAGUNATHAN
SRI.M.SALIM
SRI.SASIDHARAN KOLATHAI
SRI.R.SRINATH**

RESPONDENT(S) :

- 1. DISTRICT COLLECTOR
COLLECTOR'S ROAD, CHALAPPURAM,
KOZHIKODE-673 001.**
- 2. KERALA STATE FINANCIAL ENTERPRISES LTD.,
REPRESENTED BY MANAGING DIRECTOR, 'BHADRATHA'
MUSEUM ROAD, P.B.NO.510, THRISSUR-680 020.**
- 3. SPECIAL DEPUTY TAHSILDAR (RR)
KSFE, KALLAI ROAD, KOZHIKODE-673 002.**
- 4. THE BRANCH MANAGER
KSFE, WEST HILL BRANCH,
KOZHIKODE-673 005.**

**R1 BY GOVT. PLEADER SMT. M.T. SHEEBA
R2 TO R4 BY SENIOR ADVOCATE SRI.BABU VARGHESE
BY ADV. SRI.ALEXANDER C.V., SC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 23-07-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 21109 of 2015 (K)

APPENDIX

PETITIONERS' EXHIBITS :

**EXHIBIT-P1: TRUE COPY OF THE SUBSCRIPTION LEDGER OF CHIT NO.39/2010 OF
THE 4TH RESPONDENT.**

**EXHIBIT-P2: TRUE COPY OF THE NOTICE OF AUCTION SALE BY THE 3RD
RESPONDENT NO.SDT/KKD/7973/13-14 DATED 13.5.2015.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A. MUHAMED MUSTAQUE, J

W.P.(C).No. 21109 of 2015

Dated this the day of 23th day of July, 2015

JUDGMENT

The petitioner has approached this Court, challenging revenue recovery proceedings. The petitioner's son was a subscriber to Chit No. 39/2013 with the respondent Financial Institution. He committed default thereupon, the revenue recovery proceedings are initiated to recover the amount.

2. The only prayer of the petitioner before this Court is that he may be given an instalment facility to discharge the entire liability.

3. The learned Standing Counsel for the Kerala State Financial Enterprises-2nd respondent submits that the total liability of the petitioner is around Rs. 5,56,000/-.

Considering the facts and circumstances, the following directions are issued:

- i) The petitioner shall remit Rs.50,000/- on or before 20.08.2015.
- ii) The petitioner is given eleven equal monthly instalments from the succeeding month onwards to discharge the entire liability.

iii) If the petitioner commits default in remitting of anyone of the instalments, the respondents are free to proceed against the petitioner in accordance with law.

iv) If the petitioner complies with the above directions, coercive steps initiated against the petitioner shall be deferred in tune with the above directions.

The writ petition is disposed of as above. No costs.

Sd/-

A. MUHAMED MUSTAQUE, JUDGE

bpr