

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR

FRIDAY, THE 16TH DAY OF OCTOBER 2015/24TH ASWINA, 1937

WP(C).No. 28361 of 2015 (U)

PETITIONER :

**K.VIJAYAKUMAR, AGED 52 YEARS
S/O.MADHAVAN, KUNNIYATH HOUSE, VELIKKADU P.O.
MUNDUR, PALAKKAD - 678 592.**

BY ADV. SRI.T.K.SANDEEP

RESPONDENT(S) :

- 1. THE MANAGER,
CANARA BANK, KONGAD BRANCH,
PALAKKAD, PIN - 678 631.**
- 2. AUTHORISED OFFICER,
CANARA BANK, KONGAD BRANCH, PALAKKAD
PIN - 678 631.**

BY ADV. SRI.P.M.MURICKEN, SC

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 16-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 28361 of 2015 (U)

APPENDIX

PETITIONERS' EXHIBITS :

**EXT.P-1: A TRUE COPY OF THE 13(4) NOTICE DATED 21.7.2015 ISSUED BY IST
RESPONDENT CANARA BANK.**

**EXT.P-2: A TRUE COPY OF THE E-SALE NOTICE ISSUED BY CANARA BANK FOR
SALE ON 22.9.2015.**

**EXT.P-3: A TRUE COPY OF THE CORONARY ANGIOGRAM REPORT DATED
3.6.2015 FROM DISTRICT HOSPITAL, PALAKKAD.**

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

A.K.JAYASANKARAN NAMBIAR, J.
.....
W.P.(C).No.28361 of 2015
.....
Dated this the 16th day of October, 2015

J U D G M E N T

The petitioner approached this Court aggrieved by the steps taken by the respondent bank for recovery of the defaulted loan amounts. When the matter came up for admission on 18.09.2015, this Court had granted the petitioner an interim stay of further proceedings pursuant to Ext.P2 notice on condition that the petitioner paid an amount of Rs.1,50,000/- to the respondents on or before 15.10.2015. When the matter was called today, it is submitted that the petitioner has not complied with the directions issued by this Court. Under the said circumstances, I am of the view that, the petitioner is not entitled to any discretionary relief from this Court under Article 226 of the Constitution of India, in the present writ petition.

Resultantly, the writ petition fails and is accordingly dismissed.

A.K.JAYASANKARAN NAMBIAR
JUDGE

