

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 3RD DAY OF FEBRUARY 2015/14TH MAGHA, 1936`

WP(C).No. 32487 of 2014 (I)

PETITIONER(S):

1. RAJEEV R.PILLAI, AGED 39 YEARS
REVATHY, NADAKKAVU, PERINGALA P.O.
2. GEETHA M PILLAI
PARUTHIPALLIL, PALLARIMANGALAM, THEKKEKARA.

BY ADVS.SRI.GEORGE VARGHESE(PERUMPALLIKUTTIYIL)
SRI.A.R.DILEEP
SRI.MANU SEBASTIAN
SMT.PARVATHY NAIR

RESPONDENT(S):

1. ASSISTANT REGISTRAR (GENERAL) OF CO-OPERATIVE SOCIETIES
(IN CAPACITY AS SPECIAL SALE OFFICER)
OFFICE OF THE ASSISTANT REGISTRAR (GENERAL)
MAVELIKARA-690101.
2. MAVELIKARA TALUK CO-OPERATIVE BANK
REPRESENTED BY SECRETARY, MAVELIKARA-690101.

R2 BY ADV. SRI.V.G.ARUN
R2 BY ADV. SRI.T.R.HARIKUMAR
R BY GOVERNMENT PLEADER SRI.GIKKU JACOB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
03-02-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT-P1: A TRUE COPY OF PLAINT IN PROCEEDINGS NO.311/13 BEFORE THE 1ST RESPONDENT ISSUED TO THE 1ST PETITIONER.

EXHIBIT-P2: A TRUE COPY OF PLAINT IN PROCEEDINGS NO.305/13 BEFORE THE 1ST RESPONDENT ISSUED TO THE 2ND PETITIONER.

EXHIBIT-P3: A TRUE COPY OF AWARD DATED 25.10.2013 IN PROCEEDINGS NO.311/2013 OF THE 1ST RESPONDENT.

EXHIBIT-P4: TRUE COPY OF AWARD DATED 25.10.2013 IN PROCEEDINGS NO.305/2013 OF THE 1ST RESPONDENT.

EXHIBIT-P5: TRUE COPY OF DEMAN NOTICE CEP NO.13/14 DATED 25.11.2014 ARISING OUT OF ARC NO.311/13 OF THE 1ST RESPONDENT.

EXHIBIT-P6: A TRUE COPY OF DEMAND NOTICE CEP NO.12/14 DATED 25.11.2014 ARISING OUT OF ARC NO.305/13 OF THE 1ST RESPONDENT.

RESPONDENT(S)' EXHIBITS :

ANNEXURE R2(a) A TRUE COPY OF THE LOAN AGREEMENT EXECUTED BY THE FIRST PETITIONER DATED 18.4.2012.

ANNEXURE R2(b) A TRUE COPY OF THE LOAN AGREEMENT EXECUTED BY THE SECOND PETITIONER DATED 18.4.2012.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.32487 of 2014

Dated this the 3rd day of February, 2015

J U D G M E N T

The petitioners confine their relief to easy instalments to pay the amount due to the second respondent Bank demanded under Awards passed in arbitration cases. I permit the petitioners to pay the amount due in 10 equal monthly instalments starting from 2.3.2015.

2. The coercive steps pursuant to Exts.P5 and P6 demand notices shall be put on hold if the petitioners comply with the conditions in time. The coercive steps can surge ahead if the petitioners commit default in the payment of any one of the instalments as directed.

The Writ Petition is disposed of.

V.CHITAMBARESH,
Judge.

nj.