

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 13TH DAY OF NOVEMBER 2015/22ND KARTHIKA, 1937

WP(C).No. 32818 of 2015 (B)

PETITIONER(S) :

**JOE MICHEAL,
S/O.MICHAEL JOSEPH, 27/152, KANIYAMPARAMBIL HOUSE,
257 - GIRINAGAR, KADAVANTHRA, COCHIN - 682 020.**

**BY ADVS.SRI.ANIL SIVARAMAN
SMT.RAJI VINCENT**

RESPONDENT(S) :

- 1. THE MANAGER,
UNION BANK OF INDIA, KADAVANTHRA BRANCH,
MUDIYIL BUILDINGS, K.P.VALLON ROAD, KADAVANTHRA,
COCHIN - 682 020.**
- 2. THE UNION OF INDIA,
REPRESENTED BY ITS SECRETARY, MINISTRY OF FINANCE,
DEPT. OF ECONOMIC AFFAIRS, NEW DELHI - 110 001.**
- 3. MICHEAL JOSEPH,
27/152, KANIYAMPARAMBIL HOUSE, 257 - GIRINAGAR,
KADAVANTHRA, COCHIN - 682 020.**
- 4. JANCY MICHAEL,
D/O.MICHEAL JOSEPH, 27/152, KANIYAMPARAMBIL HOUSE,
257 - GIRINAGAR, KADAVANTHRA, COCHIN - 682 020.**

**R1 BY ADV. SRI.A.S.P.KURUP, S.C, UBI
R2 BY ADV. SRI.N.NAGARESH, A.S.G OF INDIA
ADV. SRI.M.RAJENDRA KUMAR, CGC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 13-11-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Msd.

WP(C).No. 32818 of 2015 (B)

APPENDIX

PETITIONER(S)' EXHIBITS :

EXT.P-1: TRUE EXTRACT OF THE SB PASSBOOK.

EXT.P-2: TRUE COPY OF LEGAL HEIRSHIP CERTIFICATE DATED 21.02.2015.

EXT.P-3: TRUE COPY OF THE AFFIDAVIT DATED 07.04.2015.

**EXT.P-4: TRUE COPY OF CERTIFICATE OF ADMINISTRATION
DATED 21.07.2015.**

EXT.P-5: TRUE COPY OF REPRESENTATION DATED 16.10.2015.

RESPONDENT(S)' EXHIBITS :

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A. MUHAMED MUSTAQUE, J

W.P.(C).No. 32818 of 2015

Dated this the 13th day of November, 2015

JUDGMENT

The petitioner's son and legal heir of late Smt. Theramma Cherian, had an account with the 2nd respondent Bank. The petitioner had obtained a Certificate of Administration from the Administrator General of Kerala. Ext.P4 is the certificate.

2. This Court is of the view that, in the light of Ext.P4, the 2nd respondent Bank shall release the amount to the petitioner lying in the account of late Theramma Cherian.

The writ petition is disposed of as above.

Sd/-
A. MUHAMED MUSTAQUE
JUDGE

bpr