

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 8TH DAY OF JANUARY 2015/18TH POUSHA, 1936

WP(C).No. 33257 of 2014 (F)

PETITIONER:

**ANTONY A.D. AGED 54 YEARS
S/O.DEVASSY, ARACKALAL HOUSE
ELAVOOR P.O. (VIA) ANGAMALY, ERNAKULAM -683 572.**

BY ADV. SRI.RAJIT

RESPONDENTS:

- 1. THE JOINT REGISTRAR,
OFFICE OF THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES
ERNAKULAM - 682 016**
- 2. ELAVOOR SERVICE CO-OPERATIVE BANK LTD. NO.1009,
ELAVOOR P.O., (VIA) ANGAMALY, ERNAKULAM - 683 572
REPRESENTED BY THE SECRETARY.**
- 3. THE SECRETARY, ELAVOOR SERVICE CO-OPERATIVE BANK LTD.
NO.1009,
ELAVOOR P.O. (VIA) ANGAMALY, ERNAKULAM - 683 572.**

**R1 BY GOVERNMENT PLEADER SRI. P. FAZIL
R3 BY ADV.SRI.P.N.MOHANAN**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
08-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: TRUE COPY OF THE RECEIPT SHOWING THE REPAYMENT
AFFECTED BY THE PETITIONER TOWARD THE LOAN ACCOUNT
NO.75099.**
- EXT.P2: TRUE COPY OF THE NOTICE DTD.19.11.2014 ISSUED TO THE
PETITIONER FOR THE DIRECTOR BOARD MEETING OF 27.11.2014.**
- EXT.P3: TRUE COPY OF THE ORDER ISSUED BY THE 3RD RESPONDENT
DTD.1.12.2014.**
- EXT.P4: TRUE COPY OF THE DECISION OF THE DIRECTOR BOARD
MEETING WHICH TOOK PLACE ON 28.11.2014.**
- EXT.P5: TRUE COPY OF THE RECEIPT EVIDENCIING THE FACT THAT THE
PETITIONER HAS AVAILED A GOLD LOAN FROM THE 2ND
RESPONDENT DATED 29.11.2014**
- EXT.P6: TRUE COPY OF THE APPLICATION FILED BY THE PETITIONER
UNDER RULE 176 OF THE KERALA CO-OPERATIVE SOCIETIES
RULES DTD.5.12.2014 (WITHOUT ANNEXURES)**
- EXT.P7: TRUE COPY OF THE STAY PETITION FILED BY THE PETITIONER
BEFORE THE 1ST RESPONDENT DTD.5.12.2014.**

RESPONDENT(S)' EXHIBITS:-NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 33257 OF 2014

Dated this the 08th day of January, 2015

JUDGMENT

The petitioner has filed Ext. P6 application supported by Ext. P7 application for stay under Rule 176 of the Kerala Co-operative Societies Rules, 1969. The petitioner seeks to rescind Ext. P4 resolution of the second respondent bank whereunder he was placed under suspension for six months. The petitioner asserts that the move is politically motivated and seeks an early consideration of Exts. P6 and P7 applications.

2. I direct the first respondent to consider Exts. P6 and P7 applications with notice to the petitioner and the third respondent Secretary. The needful shall be done within a period of one month from the date of production of a copy of this judgment.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS