

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE K. VINOD CHANDRAN

FRIDAY, THE 23RD DAY OF JANUARY 2015/3RD MAGHA, 1936

WP(C).No. 34521 of 2014 (M)

PETITIONER(S):

BIJOY MATHEW,
KALARICKAL HOUSE, MEVELLOOR P.O., VELLOOR
KOTTAYAM.

BY ADVS. SRI. P.P. JACOB
SRI. JOHNSON ALLESE

RESPONDENT(S):

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1. VELLOOR
SERVICE CO-OPERATIVE BANK LIMITED NO. 785
MEVELLOOR P.O., VELLOOR - 686 501
REPRESENTED BY ITS SECRETARY
 2. THE ASSISTANT REGISTRAR OF CO-OPERATIVE
SOCIETIES (GENERAL), VAIKOM, ELECTORAL OFFICER,
VELLOOR SERVICE CO-OPERATIVE BANK LIMITED NO. 785,
VELLOOR - 686501.
 3. THE RETURNING OFFICER
VELLOOR SERVICE CO-OPERATIVE BANK LIMITED NO.
785/INSPECTOR OF CO-OPERATIVE SOCIETIES
OFFICE OF THE ASSISTANT REGISTRAR OF CO-OPERATIVE
SOCIETIES (G)
VELLOOR - 686501.
 4. THE STATE CO-OPERATIVE ELECTION COMMISSION,
THIRUVANANTHAPURAM, 3RD FLOOR, CO-BANK TOWERS,
PALAYAM, VIKAS BHAVAN P.O.
THIRUVANANTHAPURAM- 695 033
REPRESENTED BY ITS SECRETARY.
 5. THE STATE OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT
CO-OPERATION (C) DEPARTMENT, SECRETARIAT
THIRUVANANTHAPURAM - 695 001.

ADDL. R6

6. T.V. BABY, AGED 54 YEARS,
S/O VARGHESE, THEYATH HOUSE, MEVALLOOR P.O.,
KOTTAYAM DIST.
(Impleaded as per order dated 23.12.14 in I.A.17611/14)

BY ADV. SRI. ALIAS M. CHERIAN
RADDL. BY ADV. SRI. P.A. AUGUSTINE (AREEKATTEL)
R1 BY ADV. SRI. T. ASHAJI (SR.)
BY ADV. SMT. NAMITHA JYOTHISH
BY GOVERNMENT PLEADER SRI. GIKKU JACOB

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23-01-2015,
THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

EXHIBIT-P1-TRUE COPY OF THE RECEIPT ISSUED BY THE 1ST RESPONDENT DATED 26/07/2014

EXHIBIT-P2-TRUE COPY OF THE RECEIPT ISSUED BY THE 1ST RESPONDENT DATED 02/08/2014.

EXHIBIT-P3-TRUE COPY OF THE REPRESENTATION FILED BY THE PETITIONER BEFORE THE 1ST RESPONDENT DATED 30/08/2014.

EXHIBIT-P4-TRUE COPY OF THE NOTIFICATION DATED 17/11/2014 PUBLISHED IN DESHABHIMANI DAILY DATED 26/11/2014.

EXHIBIT-P5-TRUE COPY OF THE NOTIFICATION AMENDED RULE, RELEVANT PAGES 1, 7 TO 11/.

EXHIBIT-P6-TRUE COPY OF THE APPLICATION FILED BY THE PETITIONER BEFORE THE RETURNING OFFICER DATED 16/12/2014.

EXHIBIT-P7-TRUE COPY OF THE REPRESENTATION FILED BY THE PETITIONER BEFORE RESPONDENTS 2 TO 4 DATED 17/12/2014

RESPONDENT(S)' EXHIBITS

EXT.R1(a)- TRUE COPY OF THE RESOLUTION NO.109 DATED 24.11.2014 OF THE MANAGING COMMITTEE OF THE 1ST RESPONDENT BANK.

//True Copy//

P.A. To Judge

K.VINOD CHANDRAN, J

W.P.(C).No. 34521 of 2014

Dated 23rd January, 2015

JUDGMENT

It is submitted that the election which was the subject matter of challenge in the above writ petition is already over. Since the petitioner's remedy lies under Section 69 of the Kerala Co-operative Societies Act, 1969, reserving such remedies and leaving open all contentions, the writ petition is closed.

Sd/-

K.VINOD CHANDRAN
Judge

MrCs

//True Copy//