2025:KER:31571

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MURALI PURUSHOTHAMAN

THURSDAY, THE 10TH DAY OF APRIL 2025 / 20TH CHAITHRA, 1947

WP(C) NO. 14982 OF 2025

PETITIONERS:

1 SATHI K. K
AGED 60 YEARS, W/O. RAJAN K K, KALAYAM KULATH,
KACHERI, VADAKARA, KOZHIKODE, PIN – 673 502.

2 SAJEESH K. K
AGED 41 YEARS, S/O. RAJAN K K, KALAYAM KULATH,
KACHERI, VADAKARA, KOZHIKODE, PIN – 673 502.

3 SANEESH K. K
AGED 39 YEARS, S/O. RAJAN K K, KALAYAM KULATH,
KACHERI, VADAKARA, KOZHIKODE, PIN – 673 502.

4 SANOOP K. K
AGED 37 YEARS, S/O. RAJAN K K, KALAYAM KULATH,
KACHERI, VADAKARA, KOZHIKODE, PIN – 673 502.

BY ADVS.
SABIKH MOHAMMED V.S
ADEEB SALAH V.K.
MOHAMMED SHABEEL C.

RESPONDENTS:

1 KERALA STATE FINANCIAL ENTERPRISE LIMITED
REPRESENTED BY ITS MANAGER,
PERINGATHUR BRANCH, PEE PEE COMPLEX,
PERINGATHUR, KANNUR, KERALA, PIN – 670 675.

2 THE SPECIAL DEPUTY TAHSILDAR(RR)
KSFE LIMITED, KALLAYI ROAD,
KOZHIKODE, PIN – 673 002.

SRI. P.V.ANOOP - SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 10.04.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The petitioners are the legal heirs of one Rajan.K.K, who was the subscriber of three chit loans with the 1st respondent, the Kerala State Financial Enterprises Ltd. (KSFE). There was default in payment of installments and the KSFE initiated revenue recovery proceedings. Exts.P2 to P4 are the revenue recovery demand notices issued under the Kerala Revenue Recovery Act, 1968. Challenging Exts.P2 to P4, the petitioners have filed this writ petition. The petitioners have also sought for a direction to the respondents to permit them to pay the outstanding amount in equitable installments.

2. Sri.P.V.Anoop, the learned Standing

Counsel for the KSFE, on instructions, submits that, an amount of Rs.10,01,083/- is outstanding in the accounts and the petitioners can be permitted to pay the said amount in reasonable installments.

3. The learned counsel for the petitioners submits that the petitioners may be permitted to pay the outstanding amount in twenty two equal monthly installments.

4. In the facts and circumstances of the case, there will be a direction to the petitioners to pay the outstanding amount of Rs.10,01,083/- in twenty two equal monthly installments commencing from 15.05.2025 along with accrued interest and applicable charges. If the petitioners default payment of any of the installments, it will be open to the KSFE to

proceed against them for recovery of the amount, in accordance with law. To enable the petitioners to repay the amount in installments as above, all coercive proceedings against them pursuant to Exts.P2 to P4 shall stand deferred.

The writ petition is disposed of.

Sd/-

MURALI PURUSHOTHAMAN
JUDGE

SPR

APPENDIX

PETITIONER'S EXHIBITS:-

EXHIBIT P1	A TRUE COPY OF THE CHIT ACCOUNT DETAILS ISSUED BY 1ST RESPONDENT.
EXHIBIT P2	THE TRUE COPY OF THE DEMAND NOTICE UNDER SECTION 34 OF THE KERALA REVENUE RECOVERY ACT 1968 DATED 09.12.2024.
EXHIBIT P3	THE TRUE COPY OF THE DEMAND NOTICE UNDER SECTION 34 OF THE KERALA REVENUE RECOVERY ACT 1968 DATED 14.01.2025.
EXHIBIT P4	THE TRUE COPY OF THE DEMAND NOTICE UNDER SECTION 34 OF THE KERALA REVENUE RECOVERY ACT 1968 DATED 16.01.2025.
EXHIBIT P5	A TRUE COPY OF THE 1ST PETITIONER'S REPRESENTATION TO 1ST RESPONDENT AS ON 05.04.2025.

RESPONDENT EXHIBITS: NIL.