

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN
FRIDAY, THE 31ST DAY OF MAY 2024 / 10TH JYAISHTA, 1946
WP(C) NO. 5864 OF 2024

PETITIONER:

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AGED 57 YEARS
S/O. DAMODHARAN K. NANDANAM, PANANGAD P.O.,
KULANADA, PATHANAMTHITTA, PIN - 689503
BY ADVS.
SADCHITH.P.KURUP
C.P.ANIL RAJ
SIVA SURESH
RESHMA RAJ

RESPONDENTS:

- 1 SPECIAL SALE OFFICER
THE PRIMARY CO-OPERATIVE AGRICULTURAL & RURAL
DEVELOPMENT BANK LTD. NO. Q 390, PATHANAMTHITTA,
PIN - 649645
- 2 THE PRIMARY CO-OPERATIVE AGRICULTURAL & RURAL
DEVELOPMENT BANK LTD. NO. Q 390
PATHANAMTHITTA REP. BY ITS SECRETARY, PIN - 649645
BY ADVS.
Murleekrishnan R
D.KISHORE(K/000608/1993)
MEERA GOPINATH(K/001803/1999.)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
31.05.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

When this matter was called today, Sri.R.Muraleekrishnan - learned Standing Counsel for the respondent - Bank, submitted that, the total outstanding in the loan account of the petitioner, as on 31.05.2024, is Rs.10,48,659/-; and that if he is willing to pay the same in not more than 20 equal monthly installments, his client will not stand in the way of this Court disposing of this writ petition on such terms.

2. Sri.Sadchith P.Kurup - learned counsel for the petitioner, fully agreed to the afore and prayed that this writ petition be thus ordered.

In the afore circumstances, I allow this writ petition, granting liberty to the petitioner to pay the total outstanding amount in the loan account, namely, Rs.10,48,659/- as on 31.05.2024, with all applicable charges and interest, in 20 equal monthly installments commencing from 30.06.2024. If this is done, the respondent - Bank shall close the loan account and return the security documents to him, on proper receipt.

Needless to say, as long as the petitioner pays as per the above directions, all further action pursuant to Ext.P1 will stand deferred; but if he defaults payment of two installments as ordered above, the respondent - Bank will be at full liberty to invoke appropriate remedies for recovery of the total balance amount as per law, without having to

obtain any further orders from this Court.

Sd/ -

DEVAN RAMACHANDRAN
JUDGE

MC/31.5

APPENDIX OF WP(C) 5864/2024

PETITIONER EXHIBITS

Exhibit P1

A TRUE COPY OF NOTICE DATED 12.1.2024
ISSUED BY THE 1ST RESPONDENT TO THE
PETITIONER