

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

WEDNESDAY, THE 27<sup>TH</sup> DAY OF MARCH 2024 / 7TH CHAITHRA, 1946

WP(C) NO. 6925 OF 2024

PETITIONER:

KURIAN P J, AGED 54 YEARS,  
S/O P K JOHN, POOPAALY HOUSE,  
THAKAZHY P O, ALAPPUZHA., PIN - 688562.

BY ADV K.C.SUDHEER

RESPONDENTS:

- 1 SPECIAL SALE OFFICER,  
KUTTANADU CARD BANK LTD, NO A-1153,  
MANCOMPU, THEKKEKKARA PO, KUTTANADU,  
ALAPPUZHA, PIN - 688500.
- 2 GOVT SECRETARY FOR CO-OPERATION,  
GOVT SECRETARIAT,  
THIRUVANANTHAPURAM, PIN - 695014.
- 3 REGISTRAR OF CO-OPERATIVE SOCIETIES  
JAWAHAR SAHAKARANA BHAVAN, THYCKAD PO,  
THIRUVANANTHAPURAM, PIN - 695014.

BY ADVS.  
SRI. VENUGOPALA PANICKER K.N.  
SMT.MABLE C.KURIAN, SR.GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
27.03.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**JUDGMENT**

When this matter was called today, Sri.Sudheer K.C. - learned counsel for the petitioner, submitted that an amount of Rs.50,000/- had been paid to 'Kuttanadu Co-operative Agricultural Rural Development Bank' ('Bank', for short) - of which the 1<sup>st</sup> respondent is the Special Sale Officer, as per the interim order of this Court dated 22.02.2024.

2. Sri.K.N.Venugopala Panicker - learned counsel for the Bank, affirmed the afore and offered that the petitioner can be allowed to pay off the total amount in his loan account after deducting the amount of Rs.50,000/- paid as per the interim order, which is a sum of Rs.9,28,319/- as on 27.03.2024, along with all applicable charges and interest, provided he pays the same in not more than 15 equal monthly

installments.

3. Sri.Sudheer K.C. - learned counsel for the petitioner, accepted the afore suggestion.

Taking note of the afore submissions, I allow this writ petition, permitting the petitioner to pay off the aforementioned amount, along with all applicable charges and interest, in 15 equal monthly installments, commencing from 27.04.2024.

Needless to say, if the petitioner continues to pay as afore, all action pursuant to Exts.P1 and P2 will stand deferred; but if he defaults payment of any of the installments as ordered above, necessary action pursuant thereto can be taken forward, without having to obtain further orders from this Court.

Sd/-

DEVAN RAMACHANDRAN

JUDGE

APPENDIX OF WP(C) 6925/2024

PETITIONER EXHIBITS

EXHIBIT-P 1	DECISION.THE COPY OF THE NOTICE DATED 28/12/2023 ISSUED BY THE 1 ST RESPONDENT FOR COERCIVE STEPS AGAINST PETITIONERS PROPERTY
EXHIBIT -P2	THE COPY OF THE NOTICE DATED 22/3/2023 ISSUED BY THE SECRETARY ,KUTTANADU CO-OPERATIVE AGRICULTURAL RURAL DEVELOPMENT BANK FOR SETTLE THE ENTIRE LOAN AMOUNT BY REMITTING AN AMOUNT OF RUPEES 869000/- WITHIN 60 DAYS FROM DATE OF RECEIPT OF NOTICE
EXHIBIT -P3	THE COPY OF THE TREATMENT RECORD FOR PETITIONERS SON SHOWING HIS DISABILITY DATED 22/1/202 ISSUED FROM TD MEDICAL COLLEGE ALAPPUZHA