

Chacko Vs. Secretary

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Court : Kerala

Decided On : Jul-02-2013

Judge : Honourable Mr.Justice S.Siri Jagan

Appellant : Chacko

Respondent : Secretary

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE K.SURENDRA MOHAN TUESDAY, THE 2ND DAY OF JULY 2013 11TH ASHADHA, 1935 WP(C).No. 27466 of 2012 (G) ----- PETITIONER(S): ----- 1. CHACKO AGED 6 YEARS S/O. PAILY, PULPPARA HOUSE, VARIKOLI POST MATTAKUZHAKARA, THIRUVANIYOOR VILLAGE.

2. A.P.THOMAS S/O. PHILIPPOSE, AIKKARA HOUSE, MATTAKUZHAKARA THIRUVANIYOOR VILLAGE. BY ADV. SRI.P.SATHISAN RESPONDENT(S): ----- 1. SECRETARY THIRUVANIYOOR GRAMA PANCHAYATH REPRESENTED BY SECRETARY, ERNAKULAM-682 308.

2. GRAMAVIKASANA COMMISSIONER GRAMAVIKASANA COMMISSIONERATE, LMS COMPOUND THIRUVANANTHAPURAM-695 011.

3. PROJECT DIRECTOR DISTRICT POVERTY ERADICATION DEPARTMENT ERNAKULAM-682 308.

4. SECRETARY LOCALADMINISTRATION DEPARTMENT, SECRETARIAT THIRUVANANTHAPURAM-695 001. RR1 BYADV. SRI.A.T.ANILKUMAR RR1 BYADV. SMT.V.SHYLAJA R4 BYADV. GOVERNMENT PLEADER G.GOPAKUMAR THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 02-07- 2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: WP(C).No. 27466 of 2012 (G) APPENDIX PETITIONERS EXHIBITS EXT.P1 COPY OF THE ORDER DATED 13 7-2012 ISSUED BYAIKARANADU GRAMA PANCHAYATH EXT.P2 COPY of the ORDER ISSUED BY THE 1ST RESPONDENT DATED 3 -11- 2012 EXT.P3 COPY OF THE COMMUNICATION ISSUED BY THE 2ND RESPONDENT TO 3RD RESPONDENT DATED 4 8-2012 RESPONDENTS EXHIBIT NIL TRUE COPY P.A TO JUDGE SMM K.SURENDRA MOHAN, J.

----- W.P.(C) No.27466 of 2012-G
----- Dated this the 2nd day of July , 2013

JUDGMENT

The first petitioner has availed financial assistance to the tune of 75,000/- under the EMS Housing Scheme from the respondent for the purpose of putting up a house in his own property. The petitioner had availed the loan in the year 2010. At present, according to the first petitioner, he has become sick and requires money for his treatment. Therefore, he has decided to sell his property. He is ready to refund the entire amount that he had availed from the respondent, with interest. Exhibit P4 is the representation made by him to the 4th respondent. He seeks the issue of appropriate directions for the consideration of Exhibit P4.

2. I have heard the learned Government Pleader also. In view of the limited relief that is sought, I am satisfied that this writ petition can be disposed of directing Exhibit P4 to be considered. -:2:- W.P.(C) No.27466 of 2012-G In view of the above, this writ petition is disposed of directing the 4th respondent to consider the representation submitted by the first petitioner, evidenced herein by Exhibit P4, in the light of Exhibit P1 issued to another person under similar circumstances and to pass appropriate orders in the matter, as expeditiously as possible and at any rate within a period six weeks of the date of production of a copy of this judgment by

the first petitioner. Sd/- K.SURENDRA MOHAN, JUDGE kkj

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