

Subaida P.P. Vs. Kerala State Co-operative Bank Ltd

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Court : Kerala

Decided On : Aug-02-2013

Judge : Honourable Mr.Justice V.Chitambaresh

Appellant : Subaida P.P.

Respondent : Kerala State Co-operative Bank Ltd

Judgement :

IN THE HIGH COURT OF KERALAAT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE V.CHITAMBARESH FRIDAY, THE 2ND DAY OF AUGUST 2013 11TH SRAVANA, 1935 WP(C).No. 19253 of 2013 (F)

----- PETITIONER(S): ----- SUBAIDA P.P., W/O.RAFEEL, EDATHATTAHOUSE, VADAKKUMBAD.P.O. THALASSERY, KANNUR DISTRICT. BY ADV. SRI.CIBI THOMAS RESPONDENT(S): ----- 1. THE KERALA STATE CO-OPERATIVE BANK LTD., KANNUR BRANCH, REP; BY ITS BRANCH MANAGER KANNUR DISTRICT

001. 2. THE AUTHORISED OFFICER, KERALA STATE CO-OPERATIVE BANK LTD., REGIONAL OFFICE, KOZHIKODE, KOZHIKODE DISTRICT-673002.

3. THE REGISTRAR OF CO-OPERATIVE SOCIETIES, OFFICE OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES THIRUVANANTHAPURAM. BY GOVERNMENT PLEADER SMT.SOBHAANNAMMA EAPEN BY SRI.K.RAVIKUMAR, SC, KERALA STATECOOPERATIVE BANK THIS WRIT

PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02-08-2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: WP(C).No. 19253 of 2013 (F) APPENDIX PETITIONER(S)' EXHIBITS P1 : COPY OF THE NOTICE TAKING POSSESSION OF THE PROPERTY DATED 24 7.13 ISSUED BY THE BANK. P2 : COPY OF THE DISCHARGE SUMMARY ISSUED TO THE PETITIONER FROM PARIYARAM MEDICAL COLLEGE HOSPITAL. RESPONDENT(S)' EXHIBITS : NIL /TRUE COPY/ P.A. TO JUDGE. V. CHITAMBARESH, J ----- WP(C) NO. 19253 OF 2013.----- Dated this the 2nd day of August, 2013
JUDGMENT All that the petitioner prays is that she may be permitted to clear the overdue amount and get the loan account regularised. The overdue amount in the mortgaged loan comes to about `3,00,000/- (Rupees Three lakhs only) and the period of the loan expires in the year 2020 only.

2. I permit the petitioner to repay the overdue amount to the first respondent in six equal monthly instalments starting from 01.09.2013. This will be in addition to the equated monthly instalments which the petitioner is otherwise obliged to pay.

3. The coercive steps pursuant to Ext.P1 notice shall be put on hold if the petitioner complies with the conditions in time. The coercive proceedings can surge ahead in case the petitioner commits default in the payment of anyone of the instalments as directed above. The Writ Petition is disposed of. V. CHITAMBARESH JUDGE ncd

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