

Eshaque Vs. the Authorised Officer

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Court : Kerala

Decided On : Jul-26-2013

Judge : Honourable Mr.Justice V.Chitambaresh

Appellant : Eshaque

Respondent : The Authorised Officer

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM PRESENT: THE HONOURABLE MR.JUSTICE V.CHITAMBARESH FRIDAY, THE 26TH DAY OF JULY 2013 4TH SRAVANA, 1935 WP(C).No. 6127 of 2013 (M)
----- PETITIONER(S): ----- ESHAQUE
S/O.IBRAHIM, 'ALIF', COTTON MILL ROAD KOZHIKODE-1. BY ADV. SRI.O.D.SIVADAS RESPONDENT(S): ----- 1. THE
AUTHORISED OFFICER/CHIEF MANAGER FEDERAL BANK LTD, CHEROOTY ROAD, KOZHIKODE-673032.

2. A.ANAND S/O.KARITHIKEYAN, RESIDING AT AMBALI, WEST HILL PO PUTHIYANGADI AMSOM AND DESOM, KOZHIKODE-673005.

3. SHEEHAANAND S/O.KARITHIKEYAN, RESIDING AT AMBALI, WEST HILL PO PUTHIYANGADI AMSOM AND DESOM, KOZHIKODE-673005. R2,3 BY ADV. SRI.E.NARAYANAN R1 BYADV. SRI.GEORGE VARGHESE (MANACHIRACKEL) R1 BYADV. SRI.K.J.CHACKOCHAN THIS WRIT PETITION

(CIVIL) HAVING COME UP FOR ADMISSION ON 26-07- 2013, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: WP(C).No. 6127 of 2013 (M) APPENDIX PETITIONERS EXHIBITS EXT.P1 COPY OF THE REPRESENTATION DATED 18 2/2011 ISSUED BY THE PETITIONER TO THE 1ST RESPONDENT EXT.P2 COPY OF THE REPRESENTATION DATED 9 3-- 2011 ISSUED BY THE PETITIONER TO THE 1ST RESPONDENT EXT.P3 COPY OF THE REPLY DATED 25 3-2011 ISSUED BY THE 1ST RESPONDENT TO THE PETITIONER EXT.P4 COPY OF THE REPRESENTATION DATED 10 4- 2011 ISSUED BY THE PETITIONER TO THE 1ST RESPONDENTS RESPONDENTS EXHIBITS NIL TRUE COPY P.A TO JUDGE SMM V.CHITAMBARESH,J.

= = = = = W.P.(C) No.6127 of 2013 = = = = =
Dated this the 26th day of July, 2013

JUDGMENT

The petitioner confines his relief to the disposal of Ext.P4 representation pending with the first respondent. The petitioner is eager and willing to pay the balance price due under the auction sale. The petitioner however wants to clear off all doubts regarding the title to the property. The details regarding any previous litigation by respondent Nos.2 and 3 with Bombay Burma Trading Corporation are not clear.

2. I therefore direct the first respondent to consider Ext.P4 representation with notice to all the parties. The petitioner, respondent Nos.2 and 3 (who are the borrowers) as well as Bombay Burma Trading Corporation shall be put on notice under the exercise. The needful shall be done within a period of one month from the date of receipt of a copy of this judgment. The writ petition is disposed of.
V.CHITAMBARESH JUDGE smm 2 smm

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