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Manoj vs the Manager

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SooperKanoon Citation : sooperkanoon.com/1318692

Court : Kerala

Decided On : May-31-2024

Judge : Honourable Mr. Justice Devan Ramachandran

Appeal No. : WP(C)/11850/2024

Appellant : MANOJ

Respondent : The Manager

Judgement :

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 PETITIONER: MANOJ, AGED 50 YEARS, S/O. VASANTHAKUMARI, RESIDING AT ADITHYA BHAVAN, PLAKKADU, ADICHANALLOOR , KOLLAM, PIN - 691573. BY ADVS. S.SREEKUMAR (KOLLAM) S.NAVAS K.VIJAYAN NAMITHA RAJESH MALVIKA S KUMAR SHEENAMOL VARGHESE VISHNU M. RESPONDENTS: 1 THE MANAGER ADICHANALLOR FARMERS CO-OPERATIVE BANK LTD NO. 2609, ADICHANALLOR BRANCH, KOLLAM, PIN - 691573. 2 THE SPECIAL SALE OFFICER/ ARBITRATOR ADICHANALLOR FSCB LTD, OFFICE OF THE ASST.

REGISTRAR CO-OPERATIVE SOCIETIES GENERAL, COLLECTORATE, KOLLAM, PIN - 691013. SRI.SAJU J PANICKER, SC THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 31.05.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: -2-

JUDGMENT

When this matter was called today, Sri.Saju J.Panicker - learned Standing Counsel for the respondents, submitted that, if the petitioner is interested, he can be allowed to pay off the total amount in his loan account, which is a sum of Rs.9,68,396/- as on 30.04.2024, along with all applicable charges and interest, provided he pays the same in not more than 12 equal monthly instalments.

2. Sri.S.Sreekumar - 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 12 equal monthly instalments, commencing from 30.06.2024. -3- Needless to say, if the petitioner continues to pay as afore, all action pursuant to Ext.P1 will stand deferred; but if he defaults payment of any two instalments as ordered above, necessary action for recovery can be taken forward, without having to obtain further orders from this Court. Sd/- DEVAN RAMACHANDRAN JUDGE akv -4- APPENDIX OF WP(C) 11850/2024 PETITIONER EXHIBITS EXHIBIT P1 A TRUE COPY OF THE AUCTION NOTICE DATED 16.02.2024 ISSUED BY THE 2ND RESPONDENT EXHIBIT P2 A TRUE COPY OF THE REPRESENTATION DATED 11.03.2024 SUBMITTED BY THE PETITIONER BEFORE THE FIRST RESPONDENT

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