

Arjun V S vs the Indian Over Seas Bank ,Rep. by Its Manager

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Court : Kerala

Decided On : Dec-06-2023

Judge : Honourable Mr.Justice N.Nagaresh

Appeal No. : WP(C)/39456/2023

Appellant : Arjun V S

Respondent : The Indian Over Seas Bank ,Rep. by Its Manager

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE N.NAGARESH
WEDNESDAY, THE 6TH DAY OF DECEMBER 2023/15TH
AGRAHAYANA, 1945 WP(C) NO. 39456 OF 2023 PETITIONERS: 1
ARJUN V S AGED 52 YEARS S/O SANKARAN,
VILAKKATHARAVALAPPIL (H), R S COLONY, WADAKKANCHERY,
THRISSUR, PIN - 680623. 2 BEENA K.A AGED 47 YEARS, W/O
MR.ARJUNAN V.S, VILAKKATHARAVALAPPIL (H), R S COLONY,
WADAKKANCHERY, THRISSUR, PIN - 680623. BY ADV K.V.RASHMI
RESPONDENTS: 1 THE INDIAN OVER SEAS BANK , REP. BY ITS
MANAGER 2 THE AUTHORIZED OFFICER, INDIAN OVER SEAS
BANK BY ADV.SRI.SUNIL SHANKAR THIS WRIT PETITION (CIVIL)

HAVING COME UP FOR ADMISSION ON 06.12.2023, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING: :2:

JUDGMENT

Dated this the 6th day of December, 2023 After arguing the matter for a considerable time, the petitioners seek leave to approach the Debts Recovery Tribunal to redress the grievance of the petitioners. Granting such liberty, the writ petition is dismissed. Sd/- N. NAGARESH JUDGE ams :3: APPENDIX OF WP(C) 39456/2023 PETITIONER EXHIBITS Exhibit-P1 A TRUE OF THE JUDGMENT IN WP(C) NO. Exhibit-P2 A TRUE COPY OF THE NOTICE OF SALE OF IMMOVABLE ASSETS DATED 27.04.2022 ISSUED BY THE 1ST RESPONDENT Exhibit-P3 A TRUE COPY OF THE REPRESENTATION DATED 06.06.2022 SUBMITTED BY THE 2ND PETITIONER Exhibit-P4 A TRUE COPY OF THE OTS APPLICATION SUBMITTED BY THE 1ST PETITIONER DATED 06.06.2022 Exhibit-P5 A TRUE COPY OF THE NOTICE DATED 05.09.2022 ISSUED BY THE BANK IS Exhibit-P6 A TRUE COPY OF THE COMMUNICATION DATED 22.12.2022 ISSUED BY THE 1ST RESPONDENT Exhibit-P7 A TRUE COPY OF THE JUDGEMENT IN WP(C) NO. 6255/2023 DATED 25.09.2023 Exhibit-P8 A TRUE COPY OF THE STATEMENT ISSUED BY THE BANK DATED 20.10.2023 Exhibit-P9 A TRUE COPY OF THE COMMUNICATION DATED 10.11.2023 ISSUED BY THE BANK Exhibit -P10 A TRUE COPY OF THE CIRCULAR ISSUED BY THE RESERVE BANK OF INDIA DATED 08.06.2023

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