



2025:KER:14745

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE GOPINATH P.

FRIDAY, THE 14TH DAY OF FEBRUARY 2025 / 25TH MAGHA, 1946

WP(C) NO. 3064 OF 2025

PETITIONER/S:

NASEERA NALAKATH,
AGED 55 YEARS
W/O HAMSAKOYA, THEKKEPURAM HOUSE, THAYILKADAV, KODAKKAD
P.O. CHELARI, MALLAPPURAM DISTRICT, PIN - 676319

BY ADVS.
M.DEVESH
M.ANUROOP
MURSHID ALI M.
JYOTHIS MARY

RESPONDENT/S:

- 1 THE NILAMBUR COOPERATIVE URBAN BANK LTD,
NO.F 1043, NILAMBUR, HEAD OFFICE, NILAMBUR P.O.,
MALAPPURAM DISTRICT., PIN - 679329
- 2 ASSISTANT GENERAL MANAGER,
THE NILAMBUR CO-OP URBAN BANK LTD, NO.F. 1043,
NILAMBUR, MALAPPURAM, PIN - 679329

BY ADVS.
RAMESH BABU T
C.K.SREEJITH(K/2048/1999)
NIMISHA P. SHANMUGHAN(K/000856/2022)
KOZHIPURATH PRASEETHA GOPALAKRISHNAN(K/706/2005)

SRI. T.RAMESH BABU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14.02.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



JUDGMENT

This is the second Writ Petition at the instance of the petitioner challenging the proceedings initiated under the SARFAESI Act by the respondent bank to recover amounts due under a loan availed by the petitioner from the respondent bank. The earlier Writ petition filed by the petitioner as WP(C) No.8411/2024 was disposed of on 01.03.2024 permitting the petitioner to pay off the then overdue amount. However the petitioner has not made any payment pursuant to the directions issued by this court in WP(C) No.8411/2024.

2. The learned counsel appearing for the respondent bank also points out that the petitioner has not even disclosed the filing of the earlier Writ Petition in the present Writ Petition. This Court exercises very limited jurisdiction in matters arising under the SARFAESI Act and in the circumstances noticed above, I am of the view that the petitioner cannot be granted any further relief.

This Writ Petition fails and the same is accordingly dismissed.

sd/-

GOPINATH P .

JUDGE



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APPENDIX OF WP(C) 3064/2025

PETITIONER EXHIBITS

- | | |
|-------------------|--|
| Exhibit P1 | THE TRUE COPY OF INTERIM ORDER OF DRT 1,
ERNAKULAM |
| Exhibit P2 | THE TRUE COPY OF POSSESSION NOTICE DATED
22/01/2025 ISSUED BY THE RESPONDENT BANK |