



2025:KER:19162

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE MOHAMMED NIAS C.P.

THURSDAY, THE 6<sup>TH</sup> DAY OF MARCH 2025 / 15TH PHALGUNA, 1946

WP(C) NO. 34573 OF 2018

PETITIONER/S:

M.R.ASHOK KUMAR  
AGED 58 YEARS  
S/O N.RAGHAVAN PILLAI, MADAPPILLIL VEEDU, KADAKKADU NORTH,  
PANDALAM P.O., KURAMBALA VILLAGE, ADOOR TALUK.

BY ADVS.  
T.S.MAYA (THIYADIL)  
SRI.K.RAJEEV (THIYADIL)

RESPONDENT/S:

- 1 THE BRANCH MANAGER, INDIAN OVERSEAS BANK  
PANDALAM BRANCH, ADOOR, PATHANAMTHITTA, PIN- 691523
- 2 THE TALUK SURVEYOR  
ADOOR TALUK, PATHANAMTHITTA, PIN-691523.
- 3 SHAJAHAN  
S/O.SAFARULLAKHAN, VADAKKENALUTHUNDATHIL HOUSE,  
THONNALLOOR MURI, PANDALAM VILLAGE, PATHANAMTHITTA, PIN-681501.
- 4 SHAILA KHAN  
AGED 45, W/O.LATE SABUKHAN, VADAKKENALUTHUNDATHIL HOUSE,  
THONNALLOOR MURI, PANDALAM VILLAGE, PIN-689501.
- 5 BEEMA SHABU  
AGED 26, D/O.SABUKHAN, VADAKKENALUTHUNDATHIL HOUSE,  
THONNALLOOR MURI, PANDALAM VILLAGE, PIN-689501.
- 6 FATHIMA SHABU  
AGED 19, D/O.SABUKHAN, R/AT VADAKKENALUTHUNDATHIL HOUSE,  
THONNALLOOR MURI, PANDALAM VILLAGE, PIN-689501.

BY ADVS.  
K.N.SIVASANKARAN  
SMT.VIJAYAKUMARI  
SRI.SUNIL SHANKER, SC  
SMT.SURYA BINOY, SR.G.P



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THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06.03.2025, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:



**MOHAMMED NIAS C. P. , J.**

.....

**W. P. (C) No. 34573 OF 2018**

.....

**Dated this the 06<sup>th</sup> day of March, 2025**

**J U D G M E N T**

When this Writ Petition was taken up on 08.01.2025, the learned counsel for the petitioner had submitted that there was no instruction from the petitioner. Accordingly, the Registry was directed to issue notice to the petitioner, indicating the hearing date.

2. The Registry had issued a notice to the petitioner on 09.01.2025, showing the hearing date as 10.02.2025. Though notice has been returned after service, there is no appearance for the petitioner.

Accordingly, the Writ Petition stands dismissed for default.

**SD/-**

**MOHAMMED NIAS C.P.,**

**JUDGE**



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APPENDIX OF WP(C) 34573/2018

PETITIONER EXHIBITS

EXHIBIT P1

COPY OF NOTICE DATED 02/03/2018 ISSUED BY THE 2ND RESPONDENT.

EXHIBIT P2

COPY OF APPLICATION DATED 13/09/2018 GIVEN BY THE PETITIONER TO THE 1ST RESPONDENT.