



2025:KER:14257

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE VIJU ABRAHAM

WEDNESDAY, THE 19TH DAY OF FEBRUARY 2025 / 30TH MAGHA, 1946

WP(C) NO. 42661 OF 2022

PETITIONERS:

1 **SANTHOSHKUMAR**
 AGED 35 YEARS
 S/O LATE KUTTAN VAIDYAN, RESIDING AT MELEPPATTU HOUSE,
 PERUMPADARI P.O., KUMARAPUTHUR VILLAGE, MANNARKKAD
 TALUK, PALAKKAD DISTRICT, PIN-678 762., PIN - 678762

2 **SHAKKUR T.**
 AGED 40 YEARS
 S/O ABDUL SALAM, RESIDING AT THONIYIL HOUSE, THENKARA
 P.O., JEWAHAR NAGAR, MANNARKKAD VILLAGE, MANNARKKAD
 TALUK, PALAKKAD DISTRICT, PIN-678 582.

BY ADVS.
P.S.SUJETH
M.R.REENA

RESPONDENTS:

1 **THE SPECIAL SALE OFFICER/ ASST REGISTRAR (GENERAL) OF**
 CO-OPERATIVE SOCIETIES
 MINI CIVIL STATION, KODATHIPPADI, MANNARKKAD, PALAKKAD
 DISTRICT, PIN-678 582., PIN - 678582

2 **THE SECRETARY**
 KUMARAMPUTHUR CO-OPERATIVE HOUSING SOCIETY LTD., NO. P-
 813, KUMARAMPUTHUR CHUNGAM, KUMARAMPUTHUR P.O.,
 MANNARKKAD, PALAKKAD DISTRICT, PIN-678 583.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON
19.02.2025, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:



2025:KER:14257

VIJU ABRAHAM , J.

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WP(C) No. 42661 of 2022

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Dated this the 19th day of February, 2025**J U D G M E N T**

Petitioners have approached this Court challenging the sale notice dated 18.11.2022 as the representation seeking to pay the amount in instalments is not considered by the Bank.

2. When the matter came up for consideration on 23.12.2022 this Court has passed an interim order staying all further proceedings for confirmation of the sale for a period of six weeks on condition that the petitioners remits an amount of Rs.3,00,000/- within a period of one month. The learned Counsel appearing for the petitioners submitted that the direction in the interim order has not been complied with.

Taking into consideration the fact that the interim order was granted as early as on 18.12.2022 and the same has not been complied, I am not inclined to grant any relief to the petitioner. Accordingly the above writ petition is dismissed.

Sd/-
VIJU ABRAHAM
JUDGE

sbk/-



APPENDIX OF WP(C) 42661/2022

PETITIONER EXHIBITS

Exhibit P1

TRUE COPY OF THE SALE NOTICE DATED 08-11-2022, ISSUED TO THE PETITIONER, BY THE SPECIAL SALE OFFICER/ASST. REGISTRAR (GENERAL) MANNARKKAD, INDICATING THAT THE SALE IS SCHEDULED ON 12-01-2023, AT ABOUT 2.00 P.M.

Exhibit P2

TRUE COPY OF THE REPRESENTATION DATED 10-11-2022, SUBMITTED BY THE PETITIONER TO THE SPECIAL SALE OFFICER AS WELL AS THE SECRETARY TO THE KUMARAMPUTHUR CO-OPERATIVE HOUSING SOCIETY LTD., NO. P-813.