

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE T.R.RAVI

Wednesday, the 8th day of March 2023 / 17th Phalguna, 1944

WP(C) NO. 7271 OF 2023

PETITIONER:

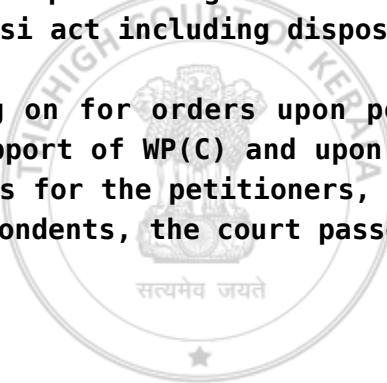
E.R. SOMAN NAIR AGED 62 YEARS ELAMPLASSERIL (H),
KARIKULAM P.O, PAZHAVANGADI
PATHANAMTHITTA, KERALA , PIN - 686673

RESPONDENT:

UNION BANK OF INDIA REPRESENTED BY THE AUTHORIZED OFFICER,
REGIONAL OFFICE KOLLAM, SECOND FLOOR
BSNLTELEPHONE EXCHANGE, CHINNAKADA
KOLLAM , PIN - 691001

Writ petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to stay all further proceedings initiated against the petitioner on the basis of the sarfaesi act including dispossession till the disposal of this writ petition.

This petition coming on for orders upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S AJITH M. JIJI Advocates for the petitioners, M/S SHRI.A.S.P.KURUP, SC, UBI Advocates for the respondents, the court passed the following:



ORDER

The standing Counsel on instructions submits that an amount of Rs.2,76,200/- is the overdue amount and the sale is proposed to be held on 28.03.2023. There will be an interim stay of further proceedings, on condition that the petitioner remits a sum of Rs.1,00,000/- on or before 24.03.2023 and the balance overdue amount shall be paid in 3 equal monthly instalments thereafter, the first instalment falling due on 24.04.2023. If the petitioner fails to pay the amount of Rs.1,00,000/- before 24.03.2023, the sale may go on.

Sd/- **T.R.RAVI** JUDGE



APPENDIX OF WP(C) 7271/2023

Exhibit -P1

TRUE COPY OF THE SALE NOTICE DATED 17.02.2023 ISSUED TO THE PETITIONER BY THE RESPONDENT BANK

Exhibit-P2

TRUE COPY OF THE REQUEST LETTER DATED 24.02.2023 SUBMITTED BY THE PETITIONER TO THE RESPONDENT

