

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.B.SURESH KUMAR

TUESDAY, THE 7TH DAY OF FEBRUARY 2017/18TH MAGHA, 1938

WP(C).No. 3998 of 2017 (Y)

PETITIONER(S):

1. BIJU THOMAS, S/O.THOMAS
AGED 45 YEARS, KACHIRAYIL HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.
2. GEORGE AUGUSTINE, S/O. AUGUSTY
AGED 49 YEARS, PRAVARTHUM MALAYIL HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.
3. JAISON AUGUSTINE, S/O. AUGUSTINE
AGED 41 YEARS, PALLATTU HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.
4. RAJU K.G., S/O.GOPALAN
AGED 48 YEARS, KUNNEL HOUSE, UDAYAGIRI P.O,
UDAYAGIRI AMSOM, TALIPARAMBA TALUK,
KANNUR DISTRICT -670 571.
5. SANTOY K.A., S/O. AUGUSTY
AGED 43 YEARS, KELAKATH HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.
6. ASOKAM K.B., S/O.GOPI
AGED 55 YEARS, KUZHIPARAMBU MANNIL HOUSE,
UDAYAGIRI P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT -670 571.
7. MARY MADATHIL, S/O. AUGUSTY
AGED 57 YEARS, MADATHIL HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.

WP(C).No. 3998 of 2017 (Y)

8. SHYNI SUNNY, W/O.SUNNY
AGED 47 YEARS, VAYALINKAL HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.
9. MARY JOHN, W/O. JOHN
AGED 60 YEARS, MANGATTU THUNDATHIL HOUSE,
ARIVILANJAPOYIL P.O, UDAYAGIRI AMSOM,
TALIPARAMBA TALUK, KANNUR DISTRICT-670571.

BY ADVS.SRI.V.T.MADHAVANUNNI
SRI.V.A.SATHEESH

RESPONDENT(S) :

DEPUTY DIRECTOR
DAIRY DEVELOPMENT DEPARTMENT,
CIVIL STATION P.O, KANNUR-670002.

BY GOVERNMENT PLEADER SRI.P.N.SANTHOSH KUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 07-02-2017, THE COURT ON THE SAME
DAY DELIVERED THE FOLLOWING:

bp

WP(C) .No. 3998 of 2017 (Y)

APPENDIX

PETITIONER(S) ' EXHIBITS

- P1: TRUE COPY OF THE REGISTRATION CERTIFICATE OF
SANTHIPURAM MILK PRODUCER'S CO-OPERATIVE SOCIETY
LTD. NO.C-153(D)APCOS
- P2: TRUE COPY OF THE SHOW CAUSE NOTICE DATED 24.1.2017
ISSUED BY THE RESPONDENT
- P3: TRUE COPY OF THE REPLY SENT BY THE 1ST PETITIONER
TO THE RESPONDENT
- P4: TRUE COPY OF THE POSTAL RECEIPT ISSUED BY THE
POSTAL AUTHORITIES DATED 2.2.2017

RESPONDENT(S) ' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

P.B. SURESH KUMAR, J.

W.P.(C) No.3998 of 2017

Dated this the 7th day of February, 2017

JUDGMENT

The petitioners are the members of the managing committee of a society. They are aggrieved by the proceedings initiated by the respondent against them under Section 32(1) of the Kerala Co-operative Societies Act. Ext.P2 is the show cause notice issued by the respondent to the petitioners in this connection. Ext.P3 is the explanation submitted by the petitioners in response to Ext.P2 show cause notice. It is alleged by the petitioners in the writ petition that the respondent is contemplating to pass further orders in the proceedings without affording the petitioners an opportunity of hearing. The petitioners, therefore, seek appropriate directions in

this matter.

2. Heard the learned counsel for the petitioners as also the learned Government Pleader.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the respondent to afford the petitioners an opportunity of hearing before final orders are passed on Ext.P2 show cause notice.

Sd/-

**P.B. SURESH KUMAR
JUDGE**

bpr