

IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT
THE HONOURABLE MR.JUSTICE MOHAMMED NIAS C.P.

Friday, the 26th day of September 2025 / 4th Aswina, 1947
OP (DRT) NO. 304 OF 2025

**SA 386/2025 OF DEBT RECOVERY TRIBUNAL- 2, ERNAKULAM, ERNAKULAM
PETITIONER:**

MUHAMMED NISHAD, AGED 44 YEARS S/O UMMAR, RESIDING AT NIHAS MANZIL,
CHANDIROR PO, CHERTHALA, ALAPPUZHA DISTRICT, PIN - 688535

RESPONDENT:

1. STATE BANK OF INDIA, STRESSED ASSET RECOVERY BRANCH 1, 32/1747, K1, 7TH FLOOR, VANKARATH TOWERS, PALARIVATTOM BYPASS JUNCTION, ERNAKULAM DISTRICT, PIN - 682025
2. AUTHORIZED OFFICER, STATE BANK OF INDIA, STRESSED ASSET RECOVERY BRANCH 1, 32/1747, K1, 7TH FLOOR, VANKARATH TOWERS, PALARIVATTOM BYPASS JUNCTION, ERNAKULAM DISTRICT, PIN - 682025
3. RASHEEDA K, AGED 38 YEARS W/O MUHAMMED NISHAD, RESIDIN AT NIHAS MANZIL, CHANDIROR PO, CHERTHALA, ALAPPUZHA DISTRICT, PIN - 688535

Op (debt recovery tribunal) praying inter alia that in the circumstances stated in the affidavit filed along with the OP (DRT) the High Court be pleased to stay all further proceedings pursuant to the exhibit p3 and exhibit p7 against the residence of the petitioner, and to give back the possession of the residence of the petitioner, pending the disposal of above original petition (drt).

This petition coming on for orders upon perusing the petition and the affidavit filed in support of OP (DRT) and upon hearing the arguments of P.T.SHEEJISH Advocates for the petitioners the court passed the following:

ORDER

Permission was sought for a today moving of this Original petition, on the submission that though the Bank has taken possession of the secured asset, a cat belonging to the petitioner is trapped inside the house, and accordingly, permission for today moving was granted. In view of the above submission, there will be a direction to the respondent Bank, which is in possession of the secured asset, to verify the correctness of the above submission and, if true, to ensure that the said pet is handed over to the petitioner without delay. A statement shall be filed by the Bank regarding the above on or before 06.10.2025. Post on 06.10.2025.

Sd/- **MOHAMMED NIAS C.P. JUDGE**



APPENDIX OF OP (DRT) 304/2025

Exhibit P1	TRUE COPY OF THE SECTION 13(2) NOTICE DATED 30.07.2024 ISSUED TO THE PETITIONER
Exhibit P2	A TRUE COPY OF THE MC NO.19/2025 FILED BY THE RESPONDENTS BEFORE THE HON'BLE CJM COURT, ALAPPUZHA DATED 13/12/2024
Exhibit P3	A TRUE COPY OF THE ADVOCATE COMMISSIONER NOTICE DATED 25/01/2025
Exhibit P4	A TRUE COPY OF THE JUDGMENT IN DATED 01/11/2023 WP(C) NO.33469/2023
Exhibit P5	A TRUE COPY OF THE JUDGMENT INDATED 28/02/2025 WP(C) NO.5171/2025
Exhibit P6	A TRUE COPY OF THE RECEIPTS EVIDENCING PAYMENT OF RS.9 LAKHS TO THE LOAN ACCOUNT
Exhibit P7	TURE COPY OF THE MEMORANDUM OF SA NO.386/2025 FILED BEFORE THE HON'BLE DEBT RECOVERY TRIBUNAL, ERNAKULAM DATED 05/06/2025

