



W.P.(MD) No.8802 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.04.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD) No.8802 of 2023
and
W.M.P.(MD) No.8051 of 2023**

1.R.Ramesh

2.R.Saravanan

... Petitioners

-VS-

1.South Indian Bank Limited
SIB HOUSE, Mission Quarters
Thrissur-680 001
Kerala

2.The Authorized Officer
South Indian Bank
Madurai Regional Office
1st Floor, YMCA Building
70 Feet Road
Ellis Nagar
Madurai-625 016



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3.The Branch Manager
South Indian Bank Limited
Madurai Main Branch
No.3, LIC Building
West Marret Street
Madurai-625 001

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus to call for the records relating to the impugned order issued by the third respondent through his proceedings in Ref No:BR/GEN/197/2022-23, dated 03.12.2022 and the impugned tender-cum-auction sale notice issued by the second respondent dated 28.02.2023, quash the same and consequently direct the respondents to consider and accept the one time settlement proposal dated 23.11.2022 given by the petitioners.

For Petitioners : Mr.L.Shaji Chellan

For Respondents : Mr.R.Pandivel, Standing Counsel

ORDER

[Order of the Court was made by R.SUBRAMANIAN, J.]

Mr.R.Pandivel, learned Standing Counsel, takes notice for the respondent – Bank.



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2. Learned Standing Counsel appearing for the respondent – Bank would submit that sale was not held due to want of bidders. Therefore, the first limb of the prayer has become infructuous.

3. As regards one time settlement, learned Standing Counsel would submit that the proposal given by the petitioners for one time settlement has also been rejected.

4. In view of the above submissions, the writ petition is dismissed.
No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

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NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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