



WP No.7933 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.07.2026

CORAM

THE HON'BLE MR.SUSHRUT ARVIND DHARMADHIKARI,
CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE G.ARUL MURUGAN

WP No.7933 of 2025

Siva Jambulingam Balakrishnan

.. Petitioner

-VS-

1. Bank of Baroda
(Erstwhile Vijaya Bank),
Rep. by its Authorized Officer,
Regional Stresses Assets Recovery Branch,
82, Bank Road, 2nd Floor, Coimbatore 641 018.
2. M/s.Dynagro Trading Inc
A Partnership Firm, Rep. by its Partners,
121, Zion Complex, Avinashi Road,
Hope College, Peelamedu, Coimbatore 641 004.
3. Samdeep Nagarajan
4. M.S.Ajithkumar
5. K.M.Valsala
6. K.P.Punithavathi

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents to put the petitioner into physical possession of the property bearing a land and residential building in T.S.No.10/1669 measuring an extent of 5424 sq. ft. or 12.45 cents in T.S.Ward 10 of Coimbatore Corporation Coimbatore District bearing Door No.112 and 113 Site No.15, 16, 17 and 18 located in the layout named Appusamy Layout Redfields, Puliakulam.



WP No.7933 of 2025

WEB COPY

For Petitioner : Mr.Pranav V. Shankar
For Respondents : Mrs.Revathi Manivannan
for R-1
: Mr.T.Balaji
for R-6
: No appearance for R-2

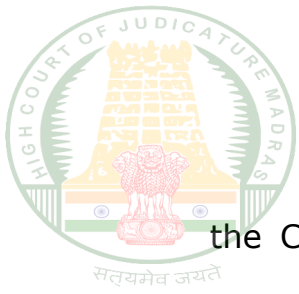
* * * * *

ORDER

(Order of the Court was made by G.Arul Murugan, J.)

The petitioner, a successful bidder, has preferred this writ petition seeking for a direction to the respondents to put the petitioner in physical possession of the property.

2. The learned standing counsel appearing for the first respondent submitted that the sale was conducted on 14.06.2024, in which the petitioner was the successful bidder and pursuant to the confirmation of sale, the sale certificate has also been effected on 25.09.2024. However, challenging the sale conducted, the borrower had filed a Sarfaesi Appeal in S.A.No.445 of 2024 before the Debts Recovery Tribunal, Coimbatore under Section 17 of the SARFAESI Act. Unless and until the Sarfaesi Appeal is decided, even though the bank has obtained an order under Section 14 of the SARFAESI Act before



WP No.7933 of 2025

the Chief Judicial Magistrate, Coimbatore, in respect of the secured asset, the same cannot be implemented and she submitted that it is only open to the petitioner to get himself impleaded in the pending sarfaesi appeal and adjudicate his grievance.

3. Considering the fact that already the subject matter of sale is under challenge before the Debts Recovery Tribunal, Coimbatore in S.A.No.445 of 2024, leaving it open to the petitioner to get himself impleaded in the pending appeal, no further orders could be passed in the writ petition.

Recording the above, the writ petition is disposed of. There shall be no order as to costs.

(SUSHRUT ARVIND DHARMADHIKARI, CJ.) (G.ARUL MURUGAN, J.)
07.07.2026

Index : Yes/No
Neutral Citation : Yes/No
sra



WEB COPY



WP No.7933 of 2025

THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN, J.

(sra)

To

1. The Authorized Officer ,
Bank of Baroda
(Erstwhile Vijaya Bank),
Regional Stresses Assets Recovery Branch,
82, Bank Road, 2nd Floor, Coimbatore 641 018.

WP No.7933 of 2025

07.07.2026