



WP Nos.8101, 13248, 16743 and 22514 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.07.2026

CORAM

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

AND

THE HON'BLE MR.JUSTICE G.ARUL MURUGAN

WP Nos.8101, 13248, 16743 and 22514 of 2024
and WMP Nos.9050, 14390, 18394, 24530 and 24531 of 2024

M.Rajamanickam

.. Petitioner in all WPs.

-VS-

1. State Bank of India
Rep. By its General Manager,
Red Cross Building,
32, Montieth Road, Egmore,
Chennai 600 008.

2. Shri.Amir Hamsa Ali Abbas Rawther
Liquidator, appointed under IBC,2016
Room No.94, SBIOA Unity Enclave
Mambakkam PO, Chennai 600 127.

.. Respondents 1 and 2
in all WPs.

3. The Chief Judicial Magistrate,
Tiruvallur, Tiruvallur District.

.. 3rd Respondent
in WP.No.8101/2024

Prayer: Petitions filed under Article 226 of the Constitution of India for issuance of (i) WP.No.8101/2024 - Writ of Mandamus forbearing the respondents from conducting further proceedings under the SARFAESI Act 2002 as amended pursuant to the order of the 3rd respondent in Crl.M.P.No.7777 of 2021 dated 05.04.2022 and 02.06.2023 made in terms of Sec.14 of the SARFAESI Act, 2002, as amended along with
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the auction notice issued by the 1st respondent dated 26.02.2024 along with the order passed by the National Company Law Tribunal, Chennai, dated 09.02.2024 in IBC No.IA(IBC)/530(CHE)2023 IN CP/243/2021; (ii) WP No.13248/2024 – Writ of Certiorari to call for records of the proceedings of the 1st respondent in SBI/SAMB/CLOII/2024-25/24 dated 12.04.2024 and quash the same as the said action is patently illegal and contrary to the provisions of the SARFAESI Act, 2002, as amended and IBC, 2016 and restrain the respondents from taking action in terms of the SARFAESI Act, 2002 as amended qua the properties of the corporate debtor M/s.Hotel Milestonnez India Pvt. Ltd.; (iii) WP No.16743/2024 – Writ of Certiorari to call for records of the proceedings of the respondents in SBI/SAMB/CLOII/2024-25/153 dated 14.06.2024 issued under Rule 8(6) of Security Interest (Enforcement) Rules announcing the sale of petition mentioned properties by public e-auctions to be held on 17.07.2024 as illegal and contrary to the provisions of SARFAESI Act, 2002 as amended and Insolvency and Bankruptcy Code, 2016 and quash the same; and (iv) WP No.22514/2024 – Writ of Certiorarified Mandamus to call for records of the proceedings of the 1st respondent in SBI/SAMB/CLOII/2024-25/153 dated 14.06.2024 issued under Rule 8(6) of Security Interest (Enforcement) Rules whereby the petition mentioned properties were auctioned on 17.07.2024 and quash the same and forbear the respondents from issuing a sale certificate of the petition mentioned property in pursuance of the above mentioned auction sale.

For Petitioner
in all WPs. : No appearance

For Respondents
in all WPs. : Mr.B.Raghavulu Naidu
for R-1
: Mr.Jayanthi K.Shah
M/s.Shalma I. And Nithya S.
for R-2
: R-3 in WP.8101/2024 - Court

* * * * *



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COMMON ORDER

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(Order of the Court was made by the Hon'ble Chief Justice)

None appears for the petitioner.

2. In all these writ petitions, the petitioner, who is the promoter of M/s.Milestonnez Private India Limited, challenges the e-auction notices issued in respect of the properties in question. The said entity obtained two loans from the 1st respondent and on account of non-repayment of dues, the accounts of the said entity were classified as NPA and thereafter, Sarfaesi proceedings were initiated. Challenging the notices issued under the SARFAESI Act, the present writ petitions came to be filed one after the other. All the petitions are of the year 2024.

3. Learned counsel for the first respondent submitted that the point raised in all these writ petitions is rendered infructuous, as the properties in question have already been sold on 17.07.2024. Moreover, the writ filed by the petitioner in W.P.No.16239 of 2023 in respect of same subject property, was also dismissed by this Court vide order dated 22.06.2026.

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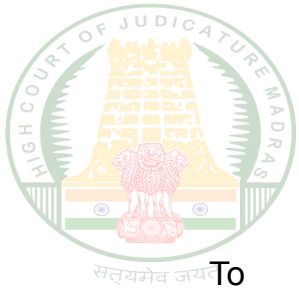
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In view of the aforesaid, nothing survives for adjudication in these petitions. Accordingly, all the writ petitions are dismissed as having rendered infructuous. There shall be no order as to costs. Consequently, the interim applications stand closed.

(SUSHRUT ARVIND DHARMADHIKARI, CJ.) (G.ARUL MURUGAN, J.)
28.07.2026

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



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- To
1. The General Manager,,
State Bank of India
Red Cross Building,
32, Montieth Road, Egmore,
Chennai 600 008.
 2. The Liquidator appointed under IBC,2016
Room No.94, SBIOA Unity Enclave
Mambakkam PO, Chennai 600 127.
 3. The Chief Judicial Magistrate,
Tiruvallur, Tiruvallur District.



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

(sra)

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