

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.06.2015

CORAM:

THE HON'BLE MR. JUSTICE SATISH K. AGNIHOTRI
and
THE HON'BLE MR. JUSTICE M. VENUGOPAL

W.P. No.19063 of 2015 and M.P. Nos.1 and 2 of 2015

BHEL Piping Centre T. Nagar
Employees Welfare Society
(Reg. No.514/2012)
represented by its Secretary
III Floor, Swathi Complex - BRB Apartments
No.19, Bazullah Road
T. Nagar, Chennai 600 017

Petitioner

vs.

1 The Authorised Officer
Indian Overseas Bank
I-28, First Avenue
Anna Nagar East
Chennai 600 102

2 Navnit Narayanan

Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus forbearing the first respondent from evicting or dispossessing the petitioner society pertaining to the possession notice under Section 13(4) of the SARFAESI Act dated 07.01.2015 issued by the first respondent bank to the second respondent, without due process of appropriate law.

For petitioner Mr. R. Sankarasubbu
for Mr. S. Parthasarathy
For R1 Mr. F.B. Benjamin George

ORDER

(Order of the Court was made by SATISH K. AGNIHOTRI, J.)

The learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition with liberty to approach the Debts Recovery Tribunal and has also made an endorsement to that effect, as under:

"May be permitted to withdraw the writ petition with liberty to file before the DRT"

2 In view of the above submission and endorsement made by the learned counsel for the petitioner, this writ petition is dismissed as withdrawn with liberty as aforesaid, if so advised. Costs made easy. Connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

cad

To
The Authorised Officer
Indian Overseas Bank
I-28, First Avenue
Anna Nagar East
Chennai 600 102

+ 2 ccs to Mr.S. Parthasarathi, Advocate Sr.32033
+ 1 cc to Mr.F.B. Benjenmin George, Advocate Sr.32459

W.P. No.19063 of 2015

SCD(CO)
Eu 08.07.15

सत्यमेव जयते

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