

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09-03-2015

CORAM

THE HONOURABLE MR.JUSTICE SATISH K.AGNIHOTRI
AND
THE HONOURABLE MR.JUSTICE M.VENUGOPAL

WRIT PETITION No.4320 of 2015
and
M.P.Nos.1, 2 and 3 of 2015

M/s.Sambros Tex Global Ltd.,
Rep. By its Managing Director
C.V.Sampathkumar
126, Sastri Road, Ram Nagar,
Coimbatore 641 009.

... Petitioner

vs

1. The Presiding Officer
Debts Recovery Tribunal
Coimbatore
2. The Branch Manager
ICICI Bank, Coimbatore Branch
Coimbatore Cheran Plaza
No.1619, Trichy Road
Coimbatore.

... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus forbearing the respondent bank from initiating any action under Section 14 of the SARFAESI Act insofar as the properties mortgaged to the second respondent Bank and in particular, the property in S.F.No. Old T.S.9/276, New T.S.No.20/1,2 Block No.2, Ward No.1(9) Shastri Road, Ramnagar, Coimbatore, measuring to an extent of 42 cents while taking proceedings to sell the properties under Section 13(4) of the SARFAESI Act.

For Petitioner : Ms.S.Kaavya
for M/s.Profexs Associates

For Respondents : Mr.Shivakumar
for M/s.Shivakumar & Suresh
for R2

R1 - Tribunal

ORDER

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

The learned Counsel appearing for the petitioner, seeks permission of this Court to withdraw the writ petition and an endorsement to that effect is also made.

2.Permission is granted and the writ petition stands dismissed as withdrawn. No costs. Consequently, connected MPs are also dismissed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

nsv

To:

1. The Presiding Officer
Debts Recovery Tribunal
Coimbatore
2. The Branch Manager
ICICI Bank, Coimbatore Branch
Coimbatore Cheran Plaza
No.1619, Trichy Road
Coimbatore.

+1cc to M/s.Profex Associates, Advocate, S.R.No.13387
+1cc to M/s.Shivakumar, Advocate, S.R.No.13088

W.P.No.4320 of 2015

AK(CO)
CA(18/03/2015)

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