



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN
and
THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P.(MD) No. 16905 of 2016
and
M.P.(MD) .No.12263 of 2016

Jerome Jayakumar ... Petitioner
-vs-

1.The Zonal Manager,
The Catholic Syrian Bank Ltd,
Zonal Office, Malankara Building Complex,
Palayam, Thiruvananthapuram-695 034.

2.The Authorized Officer,
The Catholic Syrian Bank Ltd,
Nagercoil Branch,
No.4, Dennison Street,
Nagercoil,
Kanyakumari-629 001.

... Respondents

Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari to call for the records on the file of the 2nd respondent in connection with the impugned Public Auction Notice for sale of Immovable Properties issued by him in his Auction Notice No.TVPMZ/SARFAESI/SALE/017/2016-17 dated 4th August 2016 and quash the same as illegal, arbitrary and colourable exercise of power.

For Petitioner :Mr.N.Muniraj

O R D E R

[Order of the Court was made by M.SATHYANARAYANAN, J.]

Learned counsel for the petitioner, on instructions, seeks permission of this Court to withdraw this Writ Petition with liberty to avail the alternative remedy under the SARFAESI Act. He has also made an endorsement to that effect.



2. This Writ Petition is dismissed withdrawn with liberty to the petitioner to avail the alternative remedy in the manner known to law. No costs. Consequently, the connected miscellaneous petition is closed.

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/True copy/

Sd/-

Assistant Registrar(AS)

Sub Assistant Registrar

To:

1.The Zonal Manager,
The Catholic Syrian Bank Ltd,
Zonal Office, Malankara Building Complex,
Palayam, Thiruvananthapuram-695 034.

2.The Authorized Officer,
The Catholic Syrian Bank Ltd,
Nagercoil Branch,
No.4, Dennison Street,
Nagercoil, Kanyakumari-629 001.

+1cc to M/s.G.Thalaimutharasu, Advocate Sr.No.50906

SSM

sm:GSV-PM:19/09/2016:2P/4C

W.P.(MD) No. 16905 of 2016