



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 02.12.2016
CORAM

WEB COPY

**The HON'BLE MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The HON'BLE MR.JUSTICE S.NAGAMUTHU**

W.P. (MD) No.23553 of 2016 and
W.M.P. (MD) No.16922 of 2016

R.Kulandaisamy

.. Petitioner

Vs.

The Authorised Officer,
Indian Overseas Bank,
Nilagirivattam Branch,
37, Easwari Nagar, Medical College Road,
Nilagirivattam,
Thanjavur-613 004.

.. Respondent

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of Declaration to declare the impugned proceedings dated 03.10.2016 issued by the respondent herein is void, nonest in the eye of law and is without jurisdiction.

For Petitioner

: Mr.G.Jeremiah

ORDER

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

No intervention is required under Article 226 of the Constitution of India, as the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 is a complete Code in itself and it is always open to the petitioner to take a recourse to the remedies provided under the said Act.

2. The writ petition is dismissed. No costs. Consequently, W.M.P. (MD) No.16922 of 2016 is also dismissed.

3. At the request of the learned counsel for the petitioner, the original impugned order be returned to him, by retaining a copy thereof.

Sd/-

Assistant Registrar(CS-I)

/True Copy/



To:
The Authorised Officer,
Indian Overseas Bank,
Nilagirivattam Branch,
37, Easwari Nagar, Medical College Road,
Nilagirivattam,
Thanjavur-613 004.

+1cc to Mr.G.Jermiah Advocate Sr.No.78500

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SH/EM:14.12.2016:2P/3C

W.P. (MD) No.23553 of 2016
02.12.2016