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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.04.2016

CORAM :

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Writ Petition (MD) Nos.7858 and 7859 of 2016

and

W.M.P (MD) Nos.6472 and 6473 of 2016

S.Vadivel

... Petitioner in both W.Ps.

Vs.

The Branch Manager,
Indian Bank,
1/150, Natham Main Road,
Oomachikulam, Thirumalpuram Post,
Madurai 625 014.

... Respondent in both W.Ps

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus, calling for the records connected with the auction notice dated 06.04.2016 issued by the respondent with regard to the jewel loan account numbers 6314938368 and 6315320942 and quash the same as illegal and consequently to direct the respondent to give time to repay the loan amount.

For Petitioner : Ms.M.Manimegalai

For Respondent : Mr.Pala.Ramasamy

ORDER

When the matter came up for hearing, learned counsel for the respondent submitted that the proposed auction dated 19.04.2016 has not been conducted.

2.However, learned counsel appearing for the petitioner submitted that the petitioner is ready and willing to pay the entire amount within a stipulated time.

3.In view of the above, the petitioner shall pay the entire amount within six months and to show his bona fide, he shall pay 50% of the amount due on or before 30.06.2016 and the balance amount will be paid within the above stipulated period. The petitioner is directed to file an undertaking affidavit to this effect before this Court within 10 days.



4. The writ petitions are disposed of to the extent indicated above. No costs. Consequently, W.M.P (MD) Nos. 6472 and 6473 of 2016 are closed.

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Sd/
Assistant Registrar

/TRUE COPY/

Sub Assistant Registrar (C.S)

To

The Branch Manager,
Indian Bank,
1/150, Natham Main Road,
Oomachikulam, Thirumalpuram Post, Madurai 625 014.

+1cc to M/s. S. Manimegalai, Advocate Sr.No. 22672

sms

RG 17.05.2016/2p-3c/

Writ Petition (MD) Nos. 7858 and 7859 of 2016
and
W.M.P (MD) Nos. 6472 and 6473 of 2016
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