

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.04.2017

CORAM

THE HON'BLE Mr.JUSTICE HULUVADI G.RAMESH
And
THE HON'BLE MR JUSTICE RMT.TEEKAA RAMAN

W.P.No.7549 of 2017
and
WMP.No.8232 of 2017

Tamilarasa

... Petitioner

Vs.

- 1.HDFC Bank Ltd.,
rep.by its Manager,
Branch Office at
No.110, Ceebross Building,
4th Floor, Nelson Manikkam Road,
Aminjikarai
- 2.The Debt Recovery Tribunal-I,
Chennai.
- 3.TMB Transport,
rep.by its Managing Partners.
- 4.R.T.Karthick
Partner of TMB Transport
- 5.T.Saroja
Partner of TMB Transport

... Respondents

Writ petition filed under Article 226 of the Constitution of India, praying for the issuance of a writ of certiorarified mandamus, to call for the order passed in I.A.No.128 of 2017 in O.A.No.40 of 2016, on 03.03.2017 on the file of the 2nd respondent and quash the same as illegal and against the principles of natural justice consequently forbearing the 1st and 2nd respondents from seizing the 14 vehicles mentioned in I.A.No.128 of 2017 in O.A.No.40 of 2017 till the outcome of O.A.No.40 of 2017, on the file of the 2nd respondent.

For Petitioner : No appearance

For Respondents :Mr.S.Sheik Ismail for R1

ORDER

(Order of the Court was made by HULUVADI G.RAMESH, J)

None appears for the petitioner.

2. When the matter came up for hearing on 28.3.2017, this Court ordered notice to the respondents and also passed a conditional order directing the petitioner to deposit Rs.50 lakhs within four weeks. Subsequently, when the matter was taken up for hearing on 24.4.2017, there was no representation on behalf of the petitioner. However, the learned counsel for the respondent bank appeared and submitted that the petition has become infructuous, as out of the 14 vehicles, seven vehicles have already been seized and taken into custody and the remaining seven vehicles are not found. Hence, the matter was directed to be posted today.

3. Even today also, when the matter is taken up, there is no representation for the petitioner. Hence, the writ petition is dismissed for non-prosecution. No costs. Connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

msk

To

1.The Manager,
HDFC Bank Ltd.,
Branch Office at
No.110, Ceebross Building,
4th Floor, Nelson Manikkam Road,
Aminjikarai

2.The Debt Recovery Tribunal-I,
Chennai.

W.P.No.7549 of 2017

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