

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.11.2017

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR

AND

THE HON'BLE MR.JUSTICE R.SURESH KUMAR

W.P.No.30649 of 2017

and

WMP No.33559 of 2017

M/s.Raj Bai Anusuya Devi Gulacha

Memorial Charitable Trust,

Rep. by its Managing Trustee,

Mr.Nalin Gulechha

... Petitioner

vs.

1. The Recovery Officer,
Debts Recovery Tribunal-I, Chennai
6th Floor, Dewa Towers,
No.770-A, Anna Salai,
Chennai - 600 002.

2. Housing and Urban Development
Corporation Limited,
5th Floor, CMDA Tower-1,
Gandhi Irwin Road, Egmore,
Chennai - 600 008.

3. Shri Krishna Trust. ... Respondents

WRIT Petition filed under Article 226 of the Constitution of India, praying for the issuance of a writ of certiorari, calling for records relating to the order dated 17.11.2017 passed in DRC No.37/2012 on the file of the 1st respondent and quash the same.

For Petitioner : Mr.AR.L.Sundaresan, Sr.Counsel
for Mr.M.Bharath.

ORDER

(Order of the Court was made by S.MANIKUMAR, J)

Though, Mr.AR.L.Sundaresan, learned senior counsel for the petitioner has made submissions on the merits of the order, impugned before us, when attention was invited to the appellate remedy provided under the Recovery of debts Due to Bank and Financial Institutions Act, 1993, he seeks permission to withdraw the writ petition, with liberty to challenge the same before the appellate forum.

2. Mr.M.Bharath, learned counsel on record has made an endorsement seeking permission to withdraw. Permission is granted. Writ Petition is dismissed as withdrawn. No costs. Consequently, the connected Writ Miscellaneous Petition is closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

ars
To

1. The Recovery Officer,
Debts Recovery Tribunal-I, Chennai
6th Floor, Dewa Towers,
No.770-A, Anna Salai,
Chennai - 600 002.

2. Housing and Urban Development
Corporation Limited,
5th Floor, CMDA Tower-1,
Gandhi Irwin Road, Egmore,
Chennai - 600 008.

3.The Section Officer
ER Section High Court Madras

(to return the original impugned order after
obtaining an attested copy of the same from
the counsel for the Petitioner)

copy to

The Deputy Registrar(Records)
High Court, Madras

WEB COPY

W.P.No.30649 of 2017
and WMP No.33559 of 2017

aa27/11/2017