

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.04.2017

CORAM:

THE HONOURABLE MR. JUSTICE D.KRISHNAKUMAR

W.P.No.23622/2016 & WMP Nos.20231 & 20232/2016

G.Krishnan

... Petitioner

-Vs-

1.The Managing Director,
The Tamil Nadu Industrial Co-Operative Bank Limited,
No.36, South Canal Bank road,
Raja Annamalaipuram,
Mandavelipakkam,
Chennai-28.

2.The Branch Manager,
The Tamil Nadu Industrial Co-operative Bank Limited,
F.4, E.H.Road, Sharma Nagar,
Vyasarpadi Branch,
Madras.

... Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India to issue Writ of Certiorari to call for the records on the file of the 2nd respondent in proceedings Nil dated 24.06.2016 published in Malai Malar Publication in so far as the petitioner property at door No.19/21, Sri Ram Nagar Main Road, Taramani Post, Chennai-113 measuring an extent of 2320 square feet in which petitioner's own 1/4th share in the first floor.

For Petitioner : Mr.Jerry V.V.Sundar for Mr.J.Ramesh

For R-1 : Mr.V.Selvaraj, AGP

For R-2 : Mr.Diwan Kattuva

ORDER

The learned counsel for the petitioner would submit that in view of para 5 of the counter affidavit filed by the second respondent, stating that subsequent to the publication of auction notice dated 24.06.2016, the petitioner has paid two equal installments of loan amount on 27.06.2016, the auction of

the property of the petitioner scheduled on 11.07.2016 was not conducted and subsequently cancelled, nothing survives for adjudication in the present writ petition.

2.In the light of the aforesaid statement made in the counter affidavit, the writ petition is dismissed as infructuous. No costs. Consequently, the connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

KP

To

- 1.The Managing Director,
The Tamil Nadu Industrial Co-Operative Bank Limited,
No.36, South Canal Bank road,
Raja Annamalaipuram,
Mandavelipakkam,
Chennai-28.
- 2.The Branch Manager,
The Tamil Nadu Industrial Co-operative Bank Limited,
F.4, E.H.Road, Sharma Nagar,
Vyasarpadi Branch,
Madras.

+1cc to Mr.N.Diwakarkattuva, Advocate Sr.23516

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