



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.04.2017

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM
and
THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P(MD)No.15019 of 2015
and M.P.No.1 of 2015

M.Maharajan

.. Petitioner

Vs.

1. R.Edwin Prabaharan

2. The Authorized Officer,
Housing and Urban Development Corporation Ltd.,
No.11-13 LIC Building,
Ground Floor,
Kamarajar Salai
New Saram, Puducherry

.. Respondents

Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the 2nd respondent to accept the payment of loan in Loan Account No.IHL-Madurai-00417 and close the loan and returned the documents to the petitioner.

For Petitioner : Mr.M.A.M.Raja

For Respondents : Mr.Aravind for R2

ORDER

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

The petitioner's case is that he is the owner of the property and he has sold the same to the first respondent on a settlement agreement that the property would be reverted back to him, as the first respondent is a Teacher, it will be easy for him to avail loan from the 2nd respondent Bank. However, after executing the sale deed, the whereabouts of the first respondent is not known. The petitioner has also given a complaint before the Superintendent of Police, Theni.

2. The facts raised by the petitioner are all disputed questions and the same has to be agitated before the appropriate forum and not by way of a writ petition. Hence, the relief sought for by the petitioner cannot be granted. Accordingly, this writ petition is dismissed. However, it is open for the petitioner to



work out his remedy before the appropriate forum. No costs.
Consequently connected Miscellaneous Petition is closed.

WEB COPY

Sd/-
Assistant Registrar (T&P)

/True Copy/

Sub Assistant Registrar

To

The Authorized Officer,
Housing and Urban Development Corporation Ltd.,
No.11-13 LIC Building,
Ground Floor,
Kamarajar Salai
New Saram, Puducherry.

+ 1 CC TO Mr.R.A.ARAVIND, ADVOCATE IN SR No. 51320

RR
TE/JC/SAR-IV : 20/04/2017 : 2P/3C

ORDER MADE IN
W.P (MD) No.15019 of 2015
and M.P.No.1 of 2015
10.04.2017