



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.09.2017

CORAM:

WEB COPY

THE HONOURABLE **MR. JUSTICE K. KALYANASUNDARAM**W.P. (MD) No. 16593 of 2017

R. Venugopal

... Petitioner

Vs.

1. The Regional Manager,
Indian Bank,
Keela Aavani Moola Street,
Madurai - 1.

2. The Branch Manager,
Indian Bank,
Theni Branch,
Madurai Road,
Theni.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to return the original property document No. 805/1990 (sale deed) given by the petitioner in connection with loan transaction No. 439035264 forthwith on the basis of his representation dated 22.08.2017.

For Petitioner : Mr. V. Thirumal

For Respondents : Mr. Pala Ramasamy

ORDER

This writ petition is filed seeking for issuance of a Writ of Mandamus directing the respondents to return the original property document No. 805/1990 (sale deed) given by the petitioner in connection with loan transaction No. 439035264 forthwith, on the basis of his representation dated 22.08.2017.

2. Heard Mr. V. Thirumal, learned counsel appearing for the petitioner and Mr. Palaramasamy, learned Standing Counsel, who took notice for respondents. By consent, this writ petition is taken up for final disposal at the admission stage itself.

3. Learned counsel appearing for the petitioner would submit that the petitioner availed financial assistance from the respondent bank on 31.05.2002 and in the Lok Adalat held on 18.02.2017, the respondent has agreed to receive a sum Rs. 55,000/- towards full and



final settlement. After payment, the respondent has not returned the original documents. Hence, the petitioner sent a representation to the respondents on 22.08.2017. Since no action was taken, the present writ petition.

4.Mr.Palaramasamy, learned standing counsel appearing for the respondents would submit that the respondents have to get no objection certificate from the Reliance and after getting no objection, the respondents would return the original documents.

5.In view of the above submission, the respondent bank is directed to return the original documents to the petitioner within a period of four weeks from the date of receipt of the 'No Objection Certificate'.

6.With the above direction, this Writ Petition stands disposed of. No costs.

Sd/-
Assistant Registrar(RTI)
/True Copy/

Sub Assistant Registrar

To

1.The Regional Manager,
Indian Bank,
Keela Aavani Moola Street,
Madurai - 1.

2.The Branch Manager,
Indian Bank,
Theni Branch,
Madurai Road, Theni.

+1cc to Mr.V.THIRUMAL Advocate in SR. No.76837
SKN
JS/SV.MMS/SAR.1/21.09.2017/2P-4C

W.P.(MD)No.16593 of 2017
04.09.2017