



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.09.2017

CORAM:

THE HONOURABLE **MR. JUSTICE K. KALYANASUNDARAM**

W.P. (MD) No. 1358 of 2011

and

M.P. (MD) No. 1 of 2011

Kannammal

...Petitioner

-Vs-

1. The Branch Manager,
Canara Bank,
Gnanavolivupuram,
Madurai.

2. Vijayanarayanamoorthy
3. R. Kasirajan
4. C. Thedaselvam
5. S. Selvam
6. Meenambigai
7. S. Parameswari

...Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, forbearing the 1st respondent from disbursing the sum of Rs.9,00,000/- along with the accrued interest lying in Fixed Deposit Account bearing No. 1093332000181 to the 2nd respondent on the score that he has been mentioned as nominee and consequentially directing 1st respondent to disburse the amount on the basis of rule of succession to the petitioner's mother chittammal.

For Petitioner	: Mr.R.G.Shankar Ganesh
For R-1	: Mr.C.Jawahar Ravindran
For R-2	: Mr.Chelladurai
For R-3	: Mr.T.K.Gopalan
For R-4	: No appearance
For R-5 to R-7	: Janakiramulu

O R D E R

The prayer in this writ petition is for issuance of writ of Mandamus, forbearing the first respondent disbursing the amount of Rs.9,00,000/- lying in Fixed Deposit Account bearing No. 1093332000181 to the second respondent.

<https://hcservices.ecourts.gov.in/hcsefiles/> learned counsel for the first respondent would submit that as per the nomination, the entire amount was already disbursed to the second respondent on 05.08.2013.



3. It is represented that in respect of other properties, a civil suit in O.S.No.138 of 2009 instituted for partition is pending before the I Additional District Court, Madurai. Hence, the parties are directed to approach the civil Court for redressal of their grievance.

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4. With the above direction, this writ petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(P & A)

/True Copy/

Sub Assistant Registrar

To

The Branch Manager,
Canara Bank,
Gnanavolivupuram,
Madurai.

+1cc to Mr.C.JAWAHAR RAVINDRAN Advocate in SR. No. 79302

+1cc to Mr.K.CHELLADURAI Advocate in SR. No. 79315

+1cc to Mr.R.JANAKIRAMULU Advocate in SR. No. 79779

SM

JS/MR.KKR/SAR.2/6.10.2017/2P-5C

W.P.(MD)No.1358 of 2011
18.09.2017