

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.04.2018

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR

AND

THE HON'BLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

W.P.No.9444 of 2018
and WMP No.11293 of 2018

1. M/s.Techno Builders,
Rep. by its Managing Partner,
Mr.M.A.Jahangir

2. Mr.M.A.Jahangir

3. Mrs.J.Shajitha Banu

4. Mr.R.Sathyanarayanan

... Petitioners

vs.

M/s.Canara Bank
Represented by its Chief Manager,
Ashok Nagar Branch,
No.9, First Avenue,
Ashok Nagar, Chennai - 600 083.

... Respondent

WRIT Petition filed under Article 226 of the Constitution of India, praying for the issuance of a writ of certiorarified mandamus, calling for the records relating to Section 13(4) of the SARFAESI notice dated 18.02.2017 issued by the respondent and quash the same and direct the respondent to regularize the account of the petitioner.

For Petitioners : Ms.Thenmozhi Shivaperumal

ORDER

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

Possession notice dated 18.02.2017, is challenged in the instant writ petition. Though, the petitioner has assailed the same on several grounds, on this day, when the matter came up for hearing, Ms.Thenmozhi Shivaperumal, learned counsel for the petitioner, seeks permission to withdraw the writ petition with liberty to challenge the same in the manner known to law, under the provisions of the SARFAESI Act, 2002. Permission is granted to withdraw the writ petition. However, if law permits filing of an application, it is always open to the petitioner to do so.

2. In the result, writ petition is dismissed as withdrawn.
No costs. Consequently, the connected Writ Miscellaneous
Petition is closed.

Sd/-
Assistant Registrar(CS-VIII)

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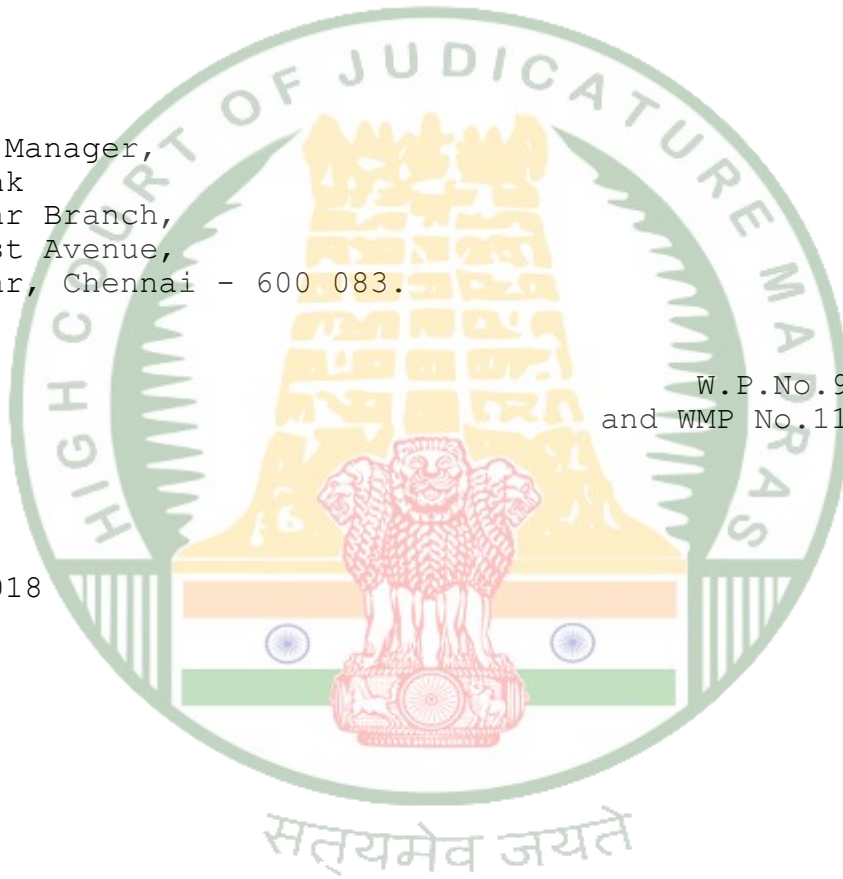
Sub Assistant Registrar

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To

The Chief Manager,
Canara Bank
Ashok Nagar Branch,
No.9, First Avenue,
Ashok Nagar, Chennai - 600 083.

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