

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.12.2018

CORAM :

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.30716 of 2005

and

W.P.M.P.No.33640 of 2005

1.V.K.S.Kalifullah and sons

rep.by its Partners

2.V.K.S.Kalifullah

3.V.K.Safifulllah

4.Mrs.Y.Rosi Banu

5.Mr.V.K.Asrafullah

...Petitioners

vs

1. Indian Bank

Mannadi Branch (ARMB.II)

Chennai

2. The Recovery Officer

The Chennai Debts Recovery Tribunal II

IV Floor, Spencer Towers

770-A, Anna Salai, Chennai-600 002.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, Calling for the records of the Proceedings in I.A. No. 112 of 2005 in M.A. No. 104 of 2005 on the file of the Debt Recovery Appellate Tribunal Chennai and Quash the said order passed authority on 24.8.2005 and direct the respondents to accept the offer of Rs.100 lakhs being paid by the petitioners towards the outstanding due to them as per the O.T.S. offered by the 1st Respondent.

For Petitioners : No appearance

For Respondents : Mr.K.Satish
For M/s.Silambanan Associates
for R1

: R2 - Tribunal

O R D E R

The writ petition was listed for hearing on 13.12.2018. None appeared for the writ petitioners. Thus, the case was directed to be listed on 17.12.2018 under the caption "For Dismissal".

2. When the matter is taken up for hearing today i.e., on 17.12.2018, there is no representation on behalf of the writ petitioners. Thus, it is to be construed that the writ petitioners are not interested in pursuing the matter.

3. Accordingly, the writ petition stands dismissed for non-prosecution. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

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Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. Indian Bank
Mannadi Branch (ARMB.II)
Chennai
2. The Recovery Officer
The Chennai Debts Recovery Tribunal II
IV Floor, Spencer Towers
770-A, Anna Salai, Chennai-600 002.

+1cc to Mr.S.Silambanan Associates, vide S.R.No.88283

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rk(co)
kak(21/01/2019)