

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.09.2018

CORAM

THE HON'BLE MRS.V.K.TAHILRAMANI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.No.31536 of 2015

A.Mohammed Risak

.. Petitioner

Vs.

1. The Authorized Officer
Asset Reconstruction Company (India) Ltd.
Chennai, No.715-C, 7th Floor
Spencer Plaza Phase-II, No.769
Anna Salai, Chennai - 600 002.
2. The Authorized Officer
Karur Vysya Bank
Namakkal District
Door No.6/68, Anna Nagar
Paramathi Road
Namakkal District - 637 002.
3. The District Magistrate and
District Collector
Namakkal, Namakkal District.
4. Hasseen Banu .. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of Certiorarified Mandamus calling for the records pertaining to the impugned order of the 3rd respondent passed in ROC 7381/2015/M4, dated 10.9.2015, quash the same, consequently restrain the 1st respondent, their men, agents from interfering with the physical possession of the petitioner and from in any manner evicting the petitioner from the residential portion of the house property situated at Old No.204, New No.1/543, Kamaraj Nagar, Poiyerikarai, Paramathi Road, Namakkal 637 002 except under due process of law.

For Petitioner

: Mr.T.Ramkumar

For Respondents

: Mr.V.Jayachandran
for 1st respondent

No appearance
for respondents 2 to 4

ORDER

The learned counsel for the petitioner seeks leave to withdraw this petition with liberty to approach the Debts Recovery Tribunal. He has also made an endorsement to that effect.

In view of the above, leave to withdraw the writ petition is granted and this writ petition is dismissed as withdrawn. It is made clear that if the petitioner approaches the Debts Recovery Tribunal, the Tribunal shall deal with the matter in accordance with law. No costs. Consequently, M.P.Nos.1 and 2 of 2015 are closed.

Sd/-
Deputy Registrar

//True Copy//

Sub Assistant Registrar

sasi

To:

The District Magistrate and
District Collector
Namakkal, Namakkal District.

+1cc to Mr.V.Jayachandran, Advocate, S.R.No.63208.

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W.P.No.31536 of 2015

rrs 24/09/2018.