

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.12.2018

CORAM :

The Hon'ble Mrs.V.K.TAHILRAMANI, CHIEF JUSTICE

AND

The Hon'ble Mr.JUSTICE M.DURAI SWAMY

W.P. No.34548 of 2014

and

and M.P.No.1 of 2014

T.Shanmugam

.... Petitioner

-vs-

1.The Authorised Officer & Chief
Manager, Bank of India,
No.1(3), J.S.Arcade, Park Avenue,
Avinashi Road Junction,
Kumar Nagar, Tirupur-641 603.

2.Saraswathi

3.Anandi

4.Senthil Kumar

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Declaration to declare the act of the 1st respondent in issuing E-Auction sale notice under Sarfaesi Act, 2002, cum notice to borrowers/guarantors through paper publication made in Indian Express, Coimbatore and Tirupur Edition dated 23.11.2014 in respect of Item No.1 All that piece of land and building with an extent of 2010 sq.ft. In SF No.56, Door No.15, 21A, Thottipalayam Village, Tirupur, belonging to Mr.T.Shanmugam and bounded as North of:East-West 30 feet layout Road, East of: K.Ponmalai Asari Property, West of: North South 10 Feet road, South of Property belong to Rayathal, as null and void.

For Petitioner : No appearance

For Respondents : Mr.F.B.Benjamin George for R-1
: Mr.G.Sugadev Rajaguru for R-2
: Not ready in notice reg.RR 3
and 4

O R D E R

(Order of the Court was made by The Hon'ble Chief Justice)

There is no representation for the petitioner. So also, on the earlier two dates, i.e., on 29.11.2018 and 27.11.2018, there was no representation for the petitioner.

2.In fact, in the order dated 29.11.2018, it is reflected that as there was no representation for the petitioner on that date as well as the earlier date, i.e., 27.11.2018, hence, the petition be posted for dismissal today. As stated earlier, today also, there is no representation for the petitioner.

Hence, the writ petition is dismissed for non-prosecution. Consequently, M.P.No.1 of 2014 is also dismissed.

sra

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

To

1.The Chief Manager,
Authorised Officer
Bank of India,
No.1(3), J.S.Arcade, Park Avenue,
Avinashi Road Junction,
Kumar Nagar, Tirupur-641 603.

+1CC To Mr.G.Sugadev Rajaguru, Advocate,SR.No.83170

W.P.No.34548 of 2014

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