



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.07.2018

CORAM:

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**THE HONOURABLE MR.JUSTICE M.DURAI SWAMY
AND
THE HONOURABLE DR.JUSTICE ANITA SUMANTH**

W.P (MD) No.14720 of 2018
and
W.M.P (MD) No.13252 of 2018

D.S.Selvayogan

... Petitioner

Vs.

1. The Branch Manager,
Andhra Bank,
Madurai Branch (0349221),
221, South Masi Street,
Madurai.

2. The Authorized Officer,
Andhra Bank under Act 54 of 2002,
Madurai Branch,
221, South Masi Street,
Madurai.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned possession notice issued by the second respondent dated 13.06.2018 and quash the same consequently forbearing the respondents from interfering with the peaceful possession and enjoyment of the petitioner's properties mentioned in the impugned possession notice.

For Petitioner : Mr.D.Shanmugaraja Sethupathi
For Respondents : Mr.Palaramasamy

ORDER

(Order of the Court was made by M.DURAI SWAMY, J.)

The learned counsel appearing for the petitioner sought the permission of this Court to withdraw the Writ Petition for the reason that the petitioner has filed an appeal before the Debt Recovery Tribunal, Madurai challenging Section 13(4) Notice. The learned counsel has also made an endorsement to that effect.



2. In view of the same, the Writ Petition is dismissed as withdrawn. It is open to the petitioner to raise all the contentions before the Debt Recovery Tribunal. No costs. Consequently, connected Writ Miscellaneous Petition is closed.

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Sd/-
Assistant Registrar (Writs)

/True Copy/

Sub Assistant Registrar (CS-I)

To

1. The Branch Manager,
Andhra Bank,
Madurai Branch (0349221),
221, South Masi Street,
Madurai.
2. The Authorized Officer,
Andhra Bank under Act 54 of 2002,
Madurai Branch,
221, South Masi Street,
Madurai.

+ 1 CC TO Mr.D.SHANMUGA RAJA SETHUPATHI, ADVOCATE IN SR No. 76432
+ 1 CC TO Mr.PALA RAMASAMY, ADVOCATE IN SR No. 76302

PS
TE/RP/SAR-1 : 11/08/2018 : 2P/5C

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