

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08.01.2019

CORAM :

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

AND

The Hon'ble Mr.JUSTICE M.DURAI SWAMY

W.P. Nos.577 and 581 of 2019

M.Harun Rasheeth

.. Petitioner in
W.P.No.577 of 2019

H.Farzana

Proprietor M/s.Capital Clothing Company,
rep. by M.Harun Rasheeth
Door No.22, Barkath Manzil,
Fathima Nagar, Tirupur - 641 603,
Coimbatore District.

.. Petitioner in
W.P.No.581 of 2019

-vs-

1.The General Manager,
Corporation Bank,
Head Office at Chennai,
No.39, Whites Road, P.B.No.2227,
Chennai - 600 014.

2.The Assistant General Manager,
Corporation Bank,
Tirupur Main Branch,
No.300/1, Mangalam Road,
Tirupur - 641 604.

.. Respondents in
both WPs.

Writ Petition No.577 of 2019 filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorari calling for the records relating to the impugned notices dated 09.11.2018 bearing No.OR/TPR/REC/APRICOT-CIF-10009754084/2018-19 on the file of the second respondent and quash the same.

Writ Petition No.581 of 2019 filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorari calling for the records relating to the impugned notices dated 09.11.2018 bearing No.OR/TPR/REC/CIF-1000975194/2018-19 on the

file of the second respondent and quash the same.

For Petitioner
in both WPs

: Mr.V.Prakash
Senior Counsel
for M/s.S.Ashok Kumar

COMMON ORDER

Learned Senior Counsel for the petitioners seeks leave of this Court to withdraw the writ petitions with liberty to reply to the notices received by the petitioners under Section 13(2) of Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (in short, 'SARFAESI Act'). The learned counsel on record Mr.S.Ashok Kumar has also made an endorsement to the said effect.

2. In view of the above, the writ petitions are allowed to be withdrawn with liberty to the petitioners to reply to the notices received by them under Section 13(2) of the SARFAESI Act. If reply is sent to the respondent Bank within the stipulated time, the respondent Bank to consider the same in accordance with law.

3. The writ petitions are dismissed as withdrawn in terms aforesaid. No costs. Consequently, all connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

सत्यमेव जयते

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To

- 1.The General Manager,
Corporation Bank,
Head Office at Chennai,
No.39, Whites Road, P.B.No.2227,
Chennai - 600 014.

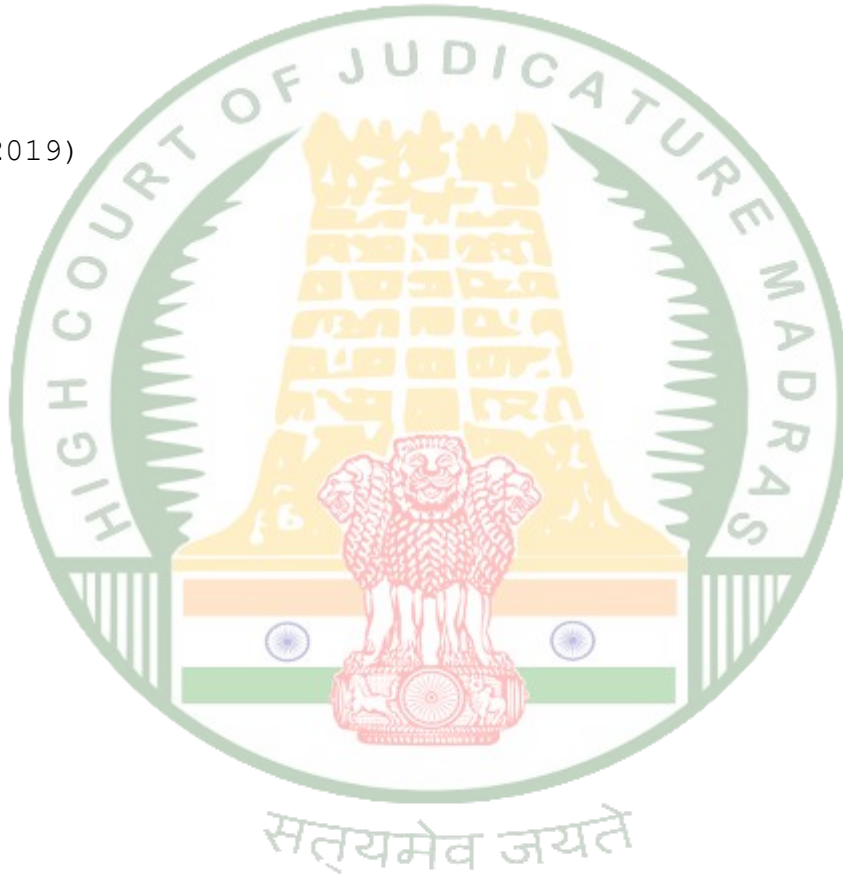
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2.The Assistant General Manager,
Corporation Bank,
Tirupur Main Branch,
No.300/1, Mangalam Road,
Tirupur - 641 604.

+1cc to Mr.S.Ashok Kumar, Advocate, S.R.No.2263 (22/01/2019)
+1cc to Mr.S.Ashok Kumar, Advocate, S.R.No.2262 (22/01/2019)

W.P.Nos.577 and 581 of 2019

GN(08/01/2019)



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