

IN THE HIGH COURT OF JUDICATURE OF MADRAS
DATED: 04.04.2019
CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

WP.No.24552 of 2004
and
WP.MP.No.298472 of 2004

R.Vijayalakshmi

... Petitioner

Vs

- 1.Indian Bank
rep.by its Managing Director,
Rajaji Salai,
Chennai 600 001.
- 2.Chief Manager,
Indian Bank,
A.R.M.B.-1, Willington Estate,
55, Ethiraj Salai,
Chennai 600008.
- 3.J.Devarajulu
- 4.The Recovery Officer
Debt Recovery Tribunal II
4th Floor, Spencers Towers
770A, Annasalai,
Chennai 2.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, calling for the records from the 4th respondent herein of its auction sale notice in DRC No.72/2003 & 167/2003 with respect to the properties mentioned item No.4(iii) and 4(iv) of the proposed auction sale on 1st September 2004 at 3 P.M. And quash the same and pass an order directing the 2nd respondent to handover the documents to the petitioner.

For Petitioner : M/s. Uma Vijayakumar
For Respondent 1 : No appearance
For Respondent -2 : Mr.Hemanthkumar
for M/s.Aiyar & Dolia
For Respondent 3 :Dismissed vide ct.order
dated 26.08.2011

O R D E R

The impugned auction sale scheduled to be held on 01.09.2004 is under challenge in the present writ petition. Apparently, the date of auction has lapsed and nothing survives for adjudication. If it all, the subject property is to be auctioned, the same can be done only by a fresh auction. As such, the prayer in the Writ Petition has become infructuous. Hence, the present Writ Petition stands closed. Consequently, connected Miscellaneous petition is closed. No costs.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

jrs/DP

To

- 1.The Managing Director
Indian Bank, Rajaji Salai, Chennai 600 001.
- 2.The Chief Manager,
Indian Bank,
A.R.M.B.-1, Willington Estate,
55, Ethiraj Salai, Chennai 600008.
- 3.The Recovery Officer
Debt Recovery Tribunal II
4th Floor, Spencer Towers
770A, Annasalai, Chennai 2.

+1 cc to M/s.Uma Vijayakumar, Advocate Sr.No.33050
+1 cc to M/s.Aiyar & Dolia, Advocate Sr.No.34598

सत्यमेव जयते

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CSL/07.03.2019

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