



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 26.06.2019

CORAM

WEB COPY

THE HONOURABLE Mr.JUSTICE K.KALYANASUNDARAM

W.P.Nos.31400, 31401, 31402, 31403, 31404 & 31405 of 2004 &
W.P.M.P.Nos.38063, 38065, 38067, 38069 & 38071 of 2004 &
38061/2004

M/s.Kalyani Agro Farms Pvt. Ltd.,
Rep. by its Director Ranga Rao,
Having its Office at
No.9, Bazullah Road,
T.Nagar, Chennai - 600 017. ... Petitioner in all W.Ps'

Vs

1. Union of India,
Rep. by the Secretary to Government,
Ministry of Finance,
New Delhi.
2. Oriental Bank of Commerce,
Rep. by its Authorized Officer,
9-1-129/1, Oxford Plaza Building,
Sarojini Devi Road,
Secunderabad - 500 003. ..Respondents 1 & 2
in all W.Ps'
- 3.Kalyani Traders Pvt. Limited,
Rep. by its Director Venkataramaniah,
No.16/1267-B, Pogatha
Nellore - 524 001. ..3rd respondent in
W.P.No.31400 of 2004
3. Shanthi Traders Limited,
Rep. by its Director V.Babu Reddy,
No.16/1267, Pogathota,
Nellore - 524 001. ..3rd respondent in
W.P.No.31401 of 2004
3. Krishnaveni Traders (P) Limited,
Rep. by its Director M.K.Madhusoodhan Reddy,
6th Street, Kodambakkam,
Chennai - 600 024. ..3rd respondent in
W.P.No.31402 of 2004



3. Venkatadri Traders Limited,
Rep.by its Director A.GV.K.Kishore Kumar,
Flat C-5, Old No.10, New No.19,
Venkatraman Street,
T.Nagar, Chennai - 600 017.

..3rd respondent in
W.P.No.31403 of 2004

3. Sapthagiri Traders Limited,
Rep. by its Director D.Somasekar Reddy,
No.2, Ramachandra Road,
Pondy Bazaar, T.Nagar,
Chennai - 600 024.

..3rd respondent in
W.P.No.31404 of 2004

3. Sathya Traders Limited,
Rep. by its Director Ramalingeswara Rao,
No.16/9, Thiruvalluvar Street,
Rangarajapuram, Kodambakkam,
Chennai - 600 024.

..3rd respondent in
W.P.No.31405 of 2004

Prayer in all Writ Petitions:- These Writ Petitions are filed under Article 226 of the Constitution of India, seeking for a Writ of Certiorarified Mandamus, to call for the records of the second respondent comprised in its Notice dated 30.08.2004 issued under Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 and quash the same as being wholly arbitrarily, without jurisdiction, void and non-est in law and consequently forbear the second respondent from in any manner proceeding in respect of the schedule mentioned property for the alleged dues of M/s.Kalyani Traders Pvt. Limited, M/s.Shanthi Traders Limited, M/s.Krishnaveni Traders (P) Limited, M/s.Venkatadri Traders Limited, M/s.Sapthagiri Traders Limited, M/s.Sathya Traders Limited, respectively.

For Petitioners in
all W.Ps' : No appearance

For Respondents in
all W.Ps' : Mr.J.Madanagopal Rao
Senior Panel Counsel for R1

Mr.M.A.Abdul Wahab for R2

No appearance for R3



2. Oriental Bank of Commerce,
Rep. by its Authorized Officer,
9-1-129/1, Oxford Plaza Building,
Sarojini Devi Road,
Secunderabad - 500 003.

+1 cc to M/s.J.Madanagopal Rao, Advocate, S.R.No.52760

W.P.Nos.31400, 31401, 31402, 31403, 31404 &
31405 of 2004 &

W.P.M.P.Nos.38603, 38065, 38067, 38069
& 38071 of 2004

SKV(CO)

SSM(07/08/2019)

SSM(14/08/2019)