



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.07.2019

CORAM :

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

AND

The Hon'ble Mr.JUSTICE M.DURAI SWAMY

W.P.No.37518 of 2004

M/s.Sri Deivam Fire Works,
rep. by its Partner G.Murugan,
383/3, Satchiapuram Road,
K.K.Nagar, Thiruthangal
Sivakasi.

.. Petitioner

-vs-

1.Authorised Officer,
United Commercial Bank,
Regional Office, Chennai-1.

2.The Branch Manager,
United Commercial Bank,
730, P.K.S.A. Arumugam Road,
Sivakasi Branch,
Sivakasi.

3.The General Manager,
Reserve Bank of India,
Rural Planning and Credit Department,
Fort Glasis, Rajaji Salai,
Chennai-1.

4.The Banking Ombudsman,
Reserve Bank of India Building,
Fort Glasis, No.16, Rajaji Salai,
Chennai-1.

5.The Industries Commissioner and
the Director of Industries and Commerce,
Chepauk,
Chennai-600 005.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorarified Mandamus calling for the records relating to the notice dated 2.12.2004 issued to the petitioner by the first respondent for sale and possession of the petitioner's secured properties under The Securitisation and Reconstruction of Financial Assets and



Enforcement of Security Interest Act, 2002 and quash the same and direct other respondents to recommend the 1st and 2nd respondents in not charging excess and penal interest from the petitioner based on R.B.I. guidelines with interference of fourth respondent under Section 35-A of the Banking Regulation Act, 1949.

For Petitioner : Mr.K.M.Venugopal

For Respondents : M/s.Sampathkumar Associates
for respondent Nos.1 and 2

No Appearance
for respondent Nos.3 to 5

ORDER

The learned counsel for the petitioner seeks leave of this Court to withdraw the writ petition. He has also made an endorsement to the said effect.

In view of the above, the writ petition is dismissed as withdrawn. No costs. Consequently, W.P.M.P.No.45007 of 2004 is closed.

Sd/-

Assistant Registrar (CS-VIII)

//True Copy//

Sub Assistant Registrar

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To

1.The Authorised Officer,
United Commercial Bank,
Regional Office, Chennai-1.

2.The Branch Manager,
United Commercial Bank,
730, P.K.S.A. Arumugam Road,
Sivakasi Branch,
Sivakasi.



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3.The General Manager,
Reserve Bank of India,
Rural Planning and Credit Department,
Fort Glasie, Rajaji Salai,
Chennai-1.

4.The Banking Ombudsman,
Reserve Bank of India Building,
Fort Glasie, No.16, Rajaji Salai,
Chennai-1.

5.The Industries Commissioner and
the Director of Industries and Commerce,
Chepauk,
Chennai-600 005.

+lcc to Mr.K.M.Venugopal, Advocate, S.R.No. 57462

+lcc to Mr.Sampath Kumar and Associates, Advocate, S.R.No. 57798

W.P.No.37518 of 2004

KK(CO)
GN(26/08/2019)