

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.03.2019

CORAM :

THE HON'BLE MRS.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE

AND

The HON'BLE MR.JUSTICE M.DURAIWAMY

C.R.P.(PD).No.668 of 2014 and
M.P.No.1 of 2014

M.Malliga

... Petitioner

Vs.

1.Tamil Nadu Mercantile Bank Limited,
Dr.Nanjappa Road Branch,
No.364, Dr.Nanjappa Road,
Coimbatore - 641 018.

2.The Recovery Officer,
Debts Recovery Tribunal,
1670, Trichy Road,
Ramanathapuram,
Coimbatore - 641 045.

सत्यमेव जयते

... Respondents

Petition filed under Article 227 of the Constitution of India against the order dated 05.02.2014 made in I.A.No.132 of 2014 in R.P.No.6 of 2011 in DRC.No.7 of 2011 on the file of the 2nd respondent in dismissing the I.A. challenging the e-auction sale postponement notice dated 21.01.2014.

For Petitioner : Mr.A.Esakkiappan

For Respondents : Mr.V.Chandraseakaran (R1)

R2 - Tribunal

ORDER**(ORDER OF THE COURT MADE BY M.DURAI SWAMY, J.)**

Challenging the order passed in I.A.No.132 of 2014 in R.P.No.6 of 2011 in D.R.C.No.7 of 2011 on the file of the Recovery Officer, Debts Recovery Tribunal, Coimbatore, the 4th certificate debtor has filed the above Civil Revision Petition.

2.It is settled position that as against the order passed by the Recovery Officer, the petitioner has got alternate and efficacious remedy available to her before the Debts Recovery Tribunal.

3.Since the petitioner has filed the Civil Revision Petition without exhausting the alternate and efficacious remedy available to her before the Debts Recovery Tribunal, the Civil Revision Petition cannot be entertained. Accordingly, the same is dismissed. No costs. Consequently, the connected miscellaneous petition is closed.

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Index : Yes/No
Internet : Yes
Speaking /Non Speaking Order
va

(V.K.T., CJ.) (M.D., J.)
21.03.2019

To

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Coimbatore - 641 018.

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THE HON'BLE CHIEF JUSTICE
AND
M. DURAISWAMY, J.

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