

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 27.04.2019

CORAM

THE HON'BLE MRS.VIJAYA K.TAHILRAMANI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE M.DURAISWAMY

W.P.No.7508 of 2017

The Chennai Metropolitan Co-operative
Housing Society Ltd.
No.50, Ritherdon Road
Vepery, Chennai - 600 007
rep. by its Deputy Registrar/Managing Director
V.Nithyanandam .. Petitioner

Vs

- 1 Syndicate Bank
Rep. by its Branch Manager
T.Nagar Branch
T. Nagar Branch (Now ARMB)
Chennai.
- 2 The Chief Manager
Asset Recovery Management Branch
Syndicate Bank
SIC Building, 1st Floor
38, Anna Salai
Chennai - 600 002. .. Respondents

PRAYER: Petition under Article 226 of the Constitution of India for issuance of a writ of mandamus directing the 2nd respondent to issue No Due Certificate in favour of the petitioner in connection with the Mortgage against the property at Perungalathur Village, Tambaram Taluk, Kancheepuram District comprised in Survey Nos.397/3B2 - 30 Cents, 397/3B1 - 47 Cents and 397/3B1-47 Cents.

For Petitioner : Mr.P.Sivamani

For Respondents : Mr.P.Sreenivasulu

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

Heard Mr.P.Sivamani, learned counsel for the petitioner

and Mr.P.Sreenivasulu, learned counsel for the respondents.

2. The prayer of the petitioner is that the second respondent be directed to issue No Due Certificate in favour of the petitioner in connection with the Mortgage against the property at Perungalathur Village, Tambaram Taluk, Kancheepuram District comprised in Survey Nos.397/3B2 - 30 Cents, 397/3B1 - 47 Cents and 397/3B1-47 Cents.

3. The learned counsel for the respondents states that the matter has been settled and the account has been closed on 7.3.2017. He has also tendered a letter dated 16.4.2019 of the respondents addressed to him in this regard. The learned counsel for the respondents states that they will return the original documents to the petitioner within a period of ten days of request being made for the same. The said statement is recorded.

4. In view of the above, this writ petition has become infructuous and is disposed of as such. No costs. Consequently, W.M.P.Nos.8194 of 2017 and 36501 of 2018 are closed.

Sd/-

Assistant Registrar(Insp.Cell)

//True Copy//

Sub Assistant Registrar

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To

- 1 The Branch Manager ,
Syndicate Bank
T.Nagar Branch
T. Nagar Branch (Now ARMB)
Chennai.
- 2 The Chief Manager
Asset Recovery Management Branch
Syndicate Bank
SIC Building, 1st Floor, 38, Anna Salai
Chennai - 600 002.

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CSL/10.06.2019