

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.07.2019

CORAM

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

W.P.No.24333 of 2017

Indian Bank
Authorised Officer
Asset Recovery Management Branch
Wellington Estate
No.55, Ethiraj Salai
Chennai - 600 008. ... Petitioner

Vs

1 The Debt Recovery Appellate Tribunal
No.55, Ethiraj Salai
Chennai - 600 008.

2 M/s.Parsn Medicinal Plants (P) Ltd.
Rep. by its Director
Sujatha Centre
No.4, Seshadri Road
Alwarpet, Chennai - 600 024.

3 M/s.Coconut Groves Pvt. Ltd.
Rep. by its Director
Sujatha Centre
No.4, Seshadri Road
Alwarpet, Chennai - 600 024.

4 San Diego Martin सत्यमेव जयते

5 The Debts Recovery Tribunal-III
No.770A, Dewa Towers
5th Floor, Anna Salai
Chennai - 600 002. ... Respondents

PRAYER: Petition under Article 226 of the Constitution of India seeking issuance of a writ of certiorari calling for the records pertaining to the order dated 21.08.2017 passed by the Debt Recovery Appellate Tribunal, Chennai, in M.A. (SA) No.63 of 2016 and quash the same.

For Petitioner : Mr.Jayesh B.Dolia
for M/s.Aiyar and Dolia

For Respondents : Mr.Sathish Parasaran
Senior Counsel
for Mr.T.K.M.Sai Krishnan
for respondents 2 and 3

Mr.R.Srinivasan
for 4th respondent

ORDER

(Order of the Court was made by M.DURAISWAMY,J.)

Mr.Jayesh B.Dolia, learned counsel for the petitioner and Mr.Sathish Parasaran, learned Senior Counsel appearing for respondents 2 and 3 submitted that in view of the order dated 21.12.2018 passed by this Court in W.P.No.14453 of 2017 [Parsn Medicinal Plants Pvt. Ltd. and another v. Indian Bank and others], the present writ petition may be allowed.

In view of the above submission made by the learned counsel on either side, the order dated 21.08.2017 passed by the Debt Recovery Appellate Tribunal, Chennai, in M.A. (SA) No.63 of 2016 is set aside and the writ petition is allowed. No costs. Consequently, W.M.P.Nos.25745 and 25746 of 2017 are closed.

Sd/-
Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

sasi

To:

- 1 The Assistant Registrar
Debt Recovery Appellate Tribunal
No.55, Ethiraj Salai
Chennai - 600 008.

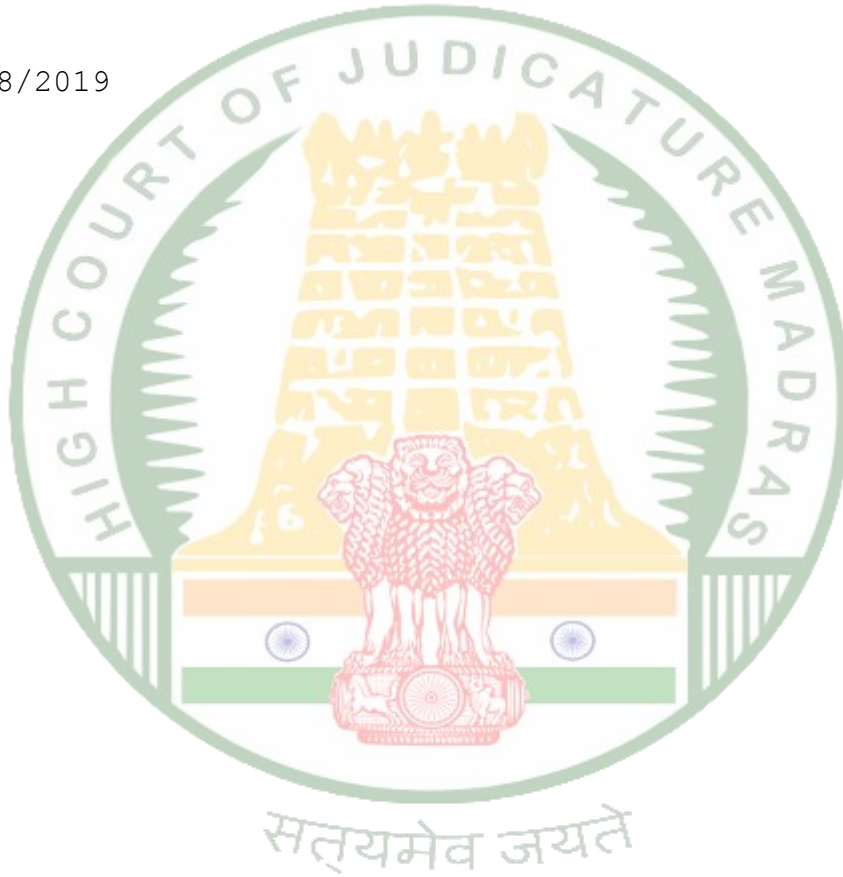
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2 The Assistant Registrar
Debts Recovery Tribunal-III
No.770A, Dewa Towers
5th Floor, Anna Salai
Chennai - 600 002.

+1cc to M/s.Aiyar and Dolia, Advocate sr.64515

W.P.No.24333 of 2017

bs (co)
nr 29/08/2019



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