



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.08.2019

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABABU
AND
THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

Writ Petition(MD)No.17921 of 2019
and
W.M.P (MD)Nos.14372 and 14373 of 2019

Murugesan

.. petitioner

Vs.

1.The Manager,
Tamil Nadu Mercantile Bank Ltd.,
Theraykalpudur Branch,
K-1, Block-11 & 12, Apta Complex,
Apta Nagar, Nagercoil,
Kanyakumari District.

2.S.Chelladurai
3.R.Leelavathy

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus calling for the records related to the impugned auction notice dated 25.07.2019 issued by the 1st respondent for the auction to be held on 19.08.2019 in respect of the subject property in R.S.No.265/9 old S.No.7412 and R.S.No.265/5 old S.No.7412 Mathusoothanapuram Village, Agastheeswaram Taluk, Kanyakumari District and quash the same and consequently direct the 1st respondent to give 1st preference to the petitioner in the auction to be held on 19.08.2019 by reducing the auction amount fixed by the 1st respondent.

For Petitioner : Mr.S.Karthikeyan

For Respondents : Mr.N.Dlipkumar (for R1)



O R D E R

[Order of the Court was made by K.RAVICHANDRABAABU, J]

Learned counsel for the petitioner seeks permission of this Court to withdraw this writ petition with liberty to approach the Debt Recovery Tribunal.

2.Granted such liberty, this writ petition is dismissed as withdrawn. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar

// True Copy //

Sub Assistant Registrar(CS)

+1 CC to M/s.N.DILIP KUMAR, Advocate (SR-81945[F] dated 16/08/2019)

+1 CC to M/s.V.ARIYANATCHI, Advocate (SR-82085[F] dated 16/08/2019)

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JMN(17.09.2019) 2P : 3C