



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **05.09.2019**

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

and

THE HONOURABLE MRS.JUSTICE R.THARANI

W.P (MD) No.19317 of 2019

and

W.M.P. (MD) No.15735 of 2019

HDFC Bank Ltd.,
Having its branch office at
Sri Nithyakalyani Towers,
No.34, 2nd Floor,
North Veli Street, Madurai-1,
represented by its Legal Manager.

.. Petitioner

Vs.

1.The District Collector cum District Magistrate,
District Collector Office,
Ramanathapuram District.

2.Naleni Shanmuga Sundaram

3.Anandhi Balasubramaniam

4.S.Kavitha

5.Rajalakshmi

6.Minor S.Sambavi

7.Minor S.Renuga Parameshwari

(Minors rep by her natural guardian cum
mother Mrs.S.Kavitha)

8.Shanmuga Sundaram

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, to direct the District Collector cum District Magistrate, Ramanathapuram to expeditious disposal of the application filed by the petitioner bank under Section 14 of SARFAESI Act in Ref.No.ROC.No:C4/2210/2019, on merits within a time limit as may be fixed by this Court in a time bound manner of the said petition.

For Petitioner : Mr.R.Murali

for K.Govindarajan

For Respondents No.1 : Mr.A.Muthukaruppan

Additional Government Pleader

ORDER

[Order of the Court was made by **T.S.SIVAGNANAM, J.**]

Heard Mr.R.Murali, learned counsel appearing for the petitioner, Mr.A.Muthukaruppan, learned Additional Government Pleader, appearing for the respondents No.1.



2. By consent of both parties, this writ petition is taken up for final disposal.

3. In this writ petition, the petitioner Bank seeks for a direction upon the District Collector, Ramanathapuram District to expeditiously dispose of the application filed by the Bank under section 14 of the SARFAESI Act. The Officer, who is present from the Collectorate has instructed the learned Additional Government Pleader to submit that expeditious action will be taken and necessary orders will be passed within a period of twelve weeks.

4. Considering the duties and responsibilities, which are assigned to the District Collector and they being onerous and in the absence of any allegation of deliberate delay, we are not inclined to issue any direction to the respondent / District Collector to dispose of the application, since the District Collector has taken action and he will dispose it expeditiously. Thus, by recording the stand taken by the District Collector, the application of the petitioner is directed to be disposed of as expeditiously as feasible.

5. This writ petition is disposed of in the above terms. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CRL.SIDE)

// True Copy //

Sub Assistant Registrar(CS)

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To

The District Collector cum District Magistrate,
District Collector Office,
Ramanathapuram District.

+1 CC to M/s.K. GOVINDARAJAN, Advocate (SR-85445[F] dated 05/09/2019)

+1 CC to M/s.SPL GP (SR-85555[F] dated 06/09/2019)

ORDER MADE IN
W.P(MD)No.19317 of 2019
05.09.2019

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