



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.10.2019

CORAM:

THE HONOURABLE **MR. JUSTICE M.SUNDAR**

W.P. (MD) No. 21978 of 2019

and

W.M.P (MD) .No.18737 of 2019

Great Shine Holdings Private Limited,
rep., by its Manager,
S.Ganesan

... Petitioner

/Vs./

1.The District Registrar,
Office of the District Registrar,
Periyakulam,
Madurai District.

2.The Sub Registrar,
Usillampatti Sub Registrar Office,
Peraiyur Taluk, Madurai District.

3.C.Dharmaraj
4.C.Selvaraj
5.C.Backiyaraj
6.K.Subbammal
7.Kubendiren
8.K.Sumathi
9.K.Maniakandan
10.O.Nadaraj
11.O.Chinnasamy
12.O.Sankaran
13.P.Pasupathi

... Respondents

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, to forbear the second respondent from taking any action to cancel the sale deed in favour of the writ petitioner dated 06.06.2011 vide D.No.1974/2011 based on the judgment passed in O.S.No.276/2014 dated 09.01.2019 without issuing any notice to the writ petitioner till the restoration petition and the ex-parte set aside petitions of the writ petitioner is decided by the District Munsif Court, Periyur.

For Petitioners	: Mr.Lakshmi Gopinathan for M/s.Polax Legal Solutions
For Respondents	: Mr.M.Murugan (for R1 & R2) Additional Government Pleader



ORDER

After some arguments, learned counsel for writ petitioner seeks permission to withdraw this writ petition, but makes a plea that the writ petitioner's rights to pursue I.A.No.297 of 2019 being Interlocutory Application filed in O.S.No.276 of 2014 on the file of the District Munsif Court, Periyur, may please be preserved (uninfluenced by this Court order).

2.Though obvious, it is open to the writ petitioner to pursue the application and other remedies available in law to the writ petitioner in Civil Court.

3.Permitted to withdraw.

4.Instant Writ Petition is dismissed as withdrawn albeit preserving the right of the writ petitioner in the aforesaid manner. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS-I)

// True Copy //

Sub Assistant Registrar(CS)

rmk

To

1.The District Registrar,
Office of the District Registrar,
Periyakulam,
Madurai District.

2.The Sub Registrar,
Usillampatti Sub Registrar Office,
Peraiyur Taluk, Madurai District.

+1CC TO MR.POLAX LEGAL SOLUTIONS, Advocate Sr. No.92575
+1CC TO THE SPECIAL GOVERNMENT PLEADER SR.No. 93125

Order made in
W.P. (MD) No.21978 of 2019
17.10.2019

SCR(CO)
TR(04.11.2019) 2P 5C