

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.09.2020

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH
and
THE HON'BLE MRS.JUSTICE R.HEMALATHA

W.P.Nos.11546 & 10226 of 2020
and
W.M.P.Nos.14121 & 12433 of 2020

NalinadeviPetitioner in both WPs

Vs.

1.The Chief Manager,
Bank of Baroda (erstwhile Vijaya Bank),
Adyar Branch, No.77,
Gandhi Nagar 1st Main Road,
Adyar, Chennai - 600 020.

2.M.Prabhu1st and 2nd respondents in
both WPs

3.The Sub Registrar,
Joint-1 Chennai South,
SIDCO Industrial Estate,
Guindy, Chennai - 600 032.3rd respondent in WP.No.11546/2020

Prayer in WP.No.11546 of 2020: Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the 3rd respondent not to register any sale certificate issued by 1st respondent in favour of 2nd respondent based on the letter dated 03.08.2020 as it violates the provisions of SARFAESI Act 2002.

Prayer in WP.No.10226 of 2020: Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the 1st respondent bank to forfeit the 25% of the bid amount deposited by the 2nd respondent for not remitting the balance 75% of the bid amount within 15 days from the date of as per their letter dated 17.03.2020.

For Petitioner .. Mr.J.Rajmohan
(in both WPs)

For Respondent
(in both Wps)

.. Mr.P.Ilayarajkumar
for M/s.Ramalingam Associates
for R1
Mr.G.Rajesh,
Government Advocate for R3
in WP No.11546 of 2020

COMMON ORDER

[Order of this court was made by M.M.SUNDRESH.J.,]

When these writ petitions are taken up for hearing, the learned counsel for the petitioners sought permission of this court to withdraw the writ petitions with a liberty to approach the Debts Recovery Tribunal.

2. Permission is granted. Thus, these writ petitions stand dismissed as withdrawn, however giving liberty to the petitioners to approach the jurisdictional Debts Recovery Tribunal. No costs. Consequently, connected WMPs are closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Sub Registrar,
Joint-1 Chennai South,
SIDCO Industrial Estate,
Guindy, Chennai - 600 032.

सत्यमेव जयते

W.P.Nos.11546 & 10226 of 2020

RSV(CO)
RV(09/10/2020)

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