



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.08.2020

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

W.P. (MD) No.11878 of 2019

S.Suganthi

... Petitioner

Vs.

1.The Reserve Bank of India,
No.16, Rajaji Salai,
Fort Glacis, Chennai-600 001.
Tamil Nadu.

2.The Manager,
The Central Bank of India,
Ellis Nagar Branch,
Madurai.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, to direct the respondents to close the old bank account No.1526234774, which is running in the 2nd respondent Central Bank, Ellis Nagar Branch, Madurai, based on the petitioner's representation dated 07.05.2019.

For Petitioner : Mr.G.Pradeep Dhinakaran

For R2 : Mr.N.Dilip Kumar

Standing counsel

ORDER

This Writ Petition is filed to direct the respondents to close the old bank account No.1526234774, which is running in the second respondent Central Bank, Ellis Nagar Branch, Madurai, based on the petitioner's representation dated 07.05.2019.

2.Heard Mr.G.Pradeep Dhinakaran, learned counsel appearing for the petitioner and Mr.N.Dilip Kumar, learned Standing Counsel appearing for the second respondent.

3.According to the petitioner, he is the Secretary of Ellis Nagar Narmatha Kudiyurupor Nala Sangam from the year 2014. The President, Vice President and Secretary of the said Sangam have maintained a bank account in the second respondent. After registering the said Sangam in the new name, the old parties, the President, Vice President and the Secretary of the said Sangam gave a representation to the second respondent to close the old account, which run in the old name and they have no objection to close the



said bank account. Thereafter, an inspection was made by the Sub-Registrar and directed the President, Vice President and the Secretary of the said Sangam to open a new bank account in the name of Ellis Nagar Narmatha Kudiyurupor Sangam. Therefore, the petitioner, President and Vice President have approached the second respondent to create a new account in the name of registered authorized body. In this regard, the petitioner has made a representation dated 07.05.2019. Since no action has been taken, the petitioner is before this Court.

4.The learned Standing Counsel appearing for the second respondent submitted that there is a dispute between the members of the said Sangam and there is an objection for closing the said account. He further submitted that a suit in O.S.No.560 of 2018 has been filed before the District Munsif Court, Madurai and the same is pending.

5.Considering the submissions made on either side, this Court is inclined to direct the second respondent to serve notice to the account operators or any other interested parties and to pass appropriate final orders on the petitioner's representation dated 07.05.2019 on merits and in accordance with law, within a period of four months from the date of receipt of a copy of this order.

6.With the above direction, this Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

vsd/Ns

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

+1 CC to M/s.N. DILIPKUMAR, Advocate (SR-14279[F] dated 17/08/2020)

W.P. (MD) No.11878 of 2019

VSD/NS

TK/SAR./26.08.2020/2P/2C