

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.02.2021

CORAM :

The Hon'ble Mr.SANJIB BANERJEE, THE CHIEF JUSTICE
AND
The Hon'ble Mr.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.1336 of 2021
and W.M.P.No.1500 of 2021

K.Devaraj

.. Petitioner

-vs-

1.The District Collector,
Tiruvallur District,
Tiruvallur.

2.The Tahsildar Avadi,
Office of the Tahsildar
Avadi, Chennai - 600 071

3.The Deputy Commissioner of Police,
Ambattur, Chennai - 53.

4.The Authorised Officer,
M/s Canara Bank,
Asset Recovery Management Branch,
Teynampet,
Chennai - 600 018

.. Respondents

Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Certiorari to call for the records pertaining to the impugned order passed by the 1st respondent vide proceeding bearing No.K.Dis.No.(Spl.Reg.44/14) 25151/2019/M2 dated 23.12.2020 and quash the same on the file of this Court.

For Petitioner : Mr.P.K.Shrinivasan

For Respondents 1 to 3 : Mr.K.S.Suresh
Govt.Advocate

For Respondent No.4 : Mr.R.Umasuthan

ORDER
(Made by The Hon'ble Chief Justice)

It is fairly submitted on behalf of the petitioner that the challenge fashioned in the writ petition may be impermissible.

2. The challenge is to an order passed under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002. As is evident from a reading of the statute, a secured creditor can seek assistance for dealing with the secured asset by approaching the authorities specified in Section 14 of the Act.

3. In view of the fair submission made on behalf of the petitioner, W.P.No.1336 of 2021 is dismissed. The merits of the matter have not been gone into and the petitioner is left free to pursue other remedies that may be available to the petitioner. There will be no order as to costs. Consequently, W.M.P.No.1500 of 2021 also stands dismissed.

Sd/-

Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

sra

To

1.The District Collector,
Tiruvallur District,
Tiruvallur.

2.The Tahsildar Avadi,
Office of the Tahsildar
Avadi, Chennai - 600 071

3.The Deputy Commissioner of Police,
Ambattur, Chennai - 53.

+1cc to the Government Pleader SR.10300

W.P.No.1336 of 2021

RV(CO)
CB(05/03/2021)