

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.03.2021

CORAM:

THE HON'BLE MR.JUSTICE P.RAJAMANICKAM

CS.No.608 of 2012

M/s.Kaya Infraatech Projects
A Partnership Firm having its
Presently having Office at
No.6, 6th Cross Street, CIT Colony,
Mylapore, Chennai 600 004.
Rep.by two of its Partners
(1) Mr.S.V.Ranga Reddy
(2) Mr.K.Venkatanarasimha Reddy

... Plaintiff

Vs.

(1) M/s UCO Bank,
Rep.by its Circle Head,
UCO Bank Buildings,
328, Thambu Chetty Street,
Chennai 600 001.

(2) M/s. UCO Bank
Mid Corporate Branch, T.Nagar,
Rep, by its Chief Manager,
At No.67, Burkit Road,
T.Nagar, Chennai 600 017

(3) Mr.Chittaranjan Mishra
Authorised Officer,
M/s. UCO Bank,
Mid Corporate Branch
at No.67, Burkit Road,
T.Nagar, Chennai 600 017.

... Defendants

Prayer: Civil Suit is filed under Order VII Rule 1 of the CPC r/w Order IV Rule 1 of the Original Side Rules, praying to grant decree and judgment against the defendants herein a) holding that the defendants are jointly and severally liable to pay a sum of Rs.1,00,00,000/- (Rupees One Crore only), towards damages, for the arbitrary and illegal acts of the third defendant, which cause mental agony and suffering to the plaintiff and his partners, due to the misuse of the authority under the provisions of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, (b) for a permanent injunction restraining the defendants 2 and 3, from making any debit entries, in the Banking Account of the plaintiff, with regard to the alleged expenses and charges incurred in the process of initiating the proceedings under the SARFAESI Act, 2002, by the 3rd defendant and also interest there for and c) to pay the cost of this suit.

For Plaintiff : M/s.Rathina Asohan

For Defendants : No appearance

JUDGMENT

The learned counsel for the plaintiff has filed a memo stating that the suit is settled out of court. Memo Recorded.

2. The suit is dismissed as settled out of Court. The Registry is directed to re-fund the court fee as per rules.

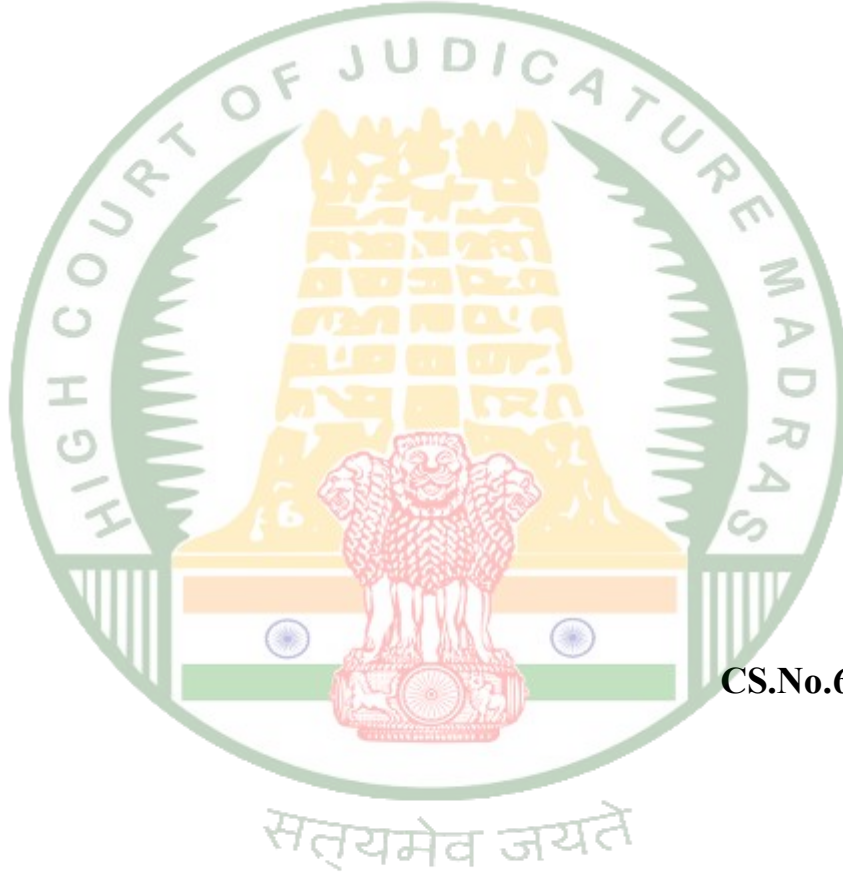
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(5/5)

Vv

P. RAJAMANICKAM,J.

Vv



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