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W.P.(MD)No.2603 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH

AND

THE HONOURABLE MRS. JUSTICE S.ANANTHI

W.P. (MD)No.2603 of 2021

and W.M.P (MD) Nos.2136 & 2139 of 2021

(Through Video Conferencing)

C.Viliyanan

: Petitioner

Vs.

The Authorized Officer,
State Bank of India
Rameswaram Branch
No.16/1 South Car Street,
Rameswaram
Ramanathapuram District.

: Respondent

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned sale notice dated 15.12.2020 passed by the respondent and quash the same with a consequential direction directing the respondent to consider that, the petitioner is willing to repay the entire loan amount as single payment within the time frame fixed.

For Petitioner : Mr.M.Iniyavan
For Respondents : Mr.N.Dilipkumar

ORDER

(Order of the Court was made by M.M.SUNDRESH, J.)

Certainly the petitioner has got an alternative remedy before the Tribunal. As the petitioner says that he is ready and willing to pay the amount, we close this petition giving liberty to the petitioner to approach the Debts Recovery Tribunal within two weeks from the date of receipt of a copy of this order. As and when, the same is filed, it has to be decided on its own merits without dismissing it on the ground of delay. No costs. Consequently connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS-III)

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/ /2021

Sub Assistant Registrar(CS)



+1 CC to M/s.N.DILIP KUMAR, Advocate (SR-4827[F] dated 12/02/2021)

+1 CC to M/s.M.INIYAVAN, Advocate (SR-4859[F] dated 12/02/2021)

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AP(15/02/2021) 2P 3C

Order made in

W.P. (MD)No.2603 of 2021

Dated: 12.02.2021