



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.03.2021

CORAM:

**THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
AND**

THE HONOURABLE MRS. JUSTICE S.ANANTHI

W.P. (MD)No.4930 of 2021

and WMP(MD) Nos.4006 and 4007 of 2021

(Through Video Conferencing)

S.Arockiyadass Mahendran : Petitioner

Vs.

1.The Authorized Officer,
Canara Bank,
Kodaikanal Branch,
Dindigul District.

2.A.R.Jawahar : Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India praying for the issue of a Writ of Certiorari to call for the records relating to the impugned e-auction sale notice dated 02.02.2021 baring O.D.A/c No.0945285000004 in the name of A.R.Jawahar, M/s.Ram Kishore Agencies issued by the 1st respondent bank in respect of the property measuring 174.50 sq. ft situates in T.S.No.29/1 Block No.2 Ward - D, Anna Salai, Kodaikanal Town, Dindigul District and quash the same.

For Petitioner : Mr.N.Mohan

For Respondents : Mr.R.Pandivel for R1

ORDER

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

The petitioner, who, claiming to be an agreement holder with the respondent No.2, who is a borrower, has come forward to file this writ petition challenging the e-auction sale notice dated 02.02.2021, based upon the unregistered sale agreement dated 18.08.2016.

2. When the matter is taken up for hearing, the learned counsel for the respondent No.1 submitted that the proposed auction scheduled to be held today (09.03.2021) do not take place, since there is no bidder. Recording the same, this writ petition is



closed. No costs. Consequently connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS-I)

WEB COPY

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

RR

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.

To
The Authorized Officer,
Canara Bank,
Kodaikanal Branch,
Dindigul District.

Order made in
W.P. (MD)No.4930 of 2021
Dated: 09.03.2021

KM (25.03.2021) 2P 2C