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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.01.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI,
ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESEVALU

W.P.No.1380 of 2022

1.Abbas Ali
2.Thajul Kutha

.. Petitioners

Vs

1.The Registrar,
Debts Recovery Tribunal, Madurai,
III & IV Floor, Kalyani Towers,
4/162, Madurai-Melur Road,
Uthangudi, Madurai - 625 107.

2.The Registrar,
Debts Recovery Tribunal, Coimbatore,
II & III floors, Jawan's Bhavan,
27, T.B.Road, Coimbatore-641 018.

3.The Authorized Officer,
M/s.Karur Vysya Bank,
Anna Nagar Branch, Madurai.

4.M/s.Karur Vysya Bank,
ARM Branch, Madurai.

5.Prahadheeshwaran,
Advocate-Commissioner,
Sengol Nagar, Vilangudi,
Madurai - 625 018.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus directing the 3rd, 4th and 5th respondents not to execute the warrant (physical possession) CrI.M.P.No.899 of 2021 passed by the Chief Judicial Magistrate, Madurai.

For the Petitioners : Mr.K.Nagarajan



ORDER
(Order of the Court was made by
the Hon'ble Acting Chief Justice)

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The writ petition has been filed to seek a direction on the respondents 3 to 5 not to execute the warrant (physical possession) pursuant to the order passed in Crl.M.P.No.899 of 2021 by the Chief Judicial Magistrate, Madurai.

2. A perusal of the array of parties and even the cause of action shows that the territorial jurisdiction for this case lies only at Madurai. In view of the above, we cannot entertain this writ petition and the same is, accordingly, dismissed. The petitioners, if so desires, may invoke the jurisdiction of the court having territorial jurisdiction. No costs. Consequently, W.M.P.Nos.1500 and 1502 of 2022 are closed.

Sd/-
Assistant Registrar(CS-V)

//True Copy//

Sub Assistant Registrar

bbr

To:

- 1.The Registrar,
Debts Recovery Tribunal, Madurai,
III & IV Floor, Kalyani Towers,
4/162, Madurai-Melur Road,
Uthangudi, Madurai - 625 107.
- 2.The Registrar,
Debts Recovery Tribunal, Coimbatore,
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- 3.The Authorized Officer,
M/s.Karur Vysya Bank,
Anna Nagar Branch, Madurai.
- 4.Mr.Prahadheeshwaran,
Advocate-Commissioner,
Sengol Nagar, Vilangudi,
Madurai - 625 018.



5.M/s.Karur Vysya Bank,
ARM, Branch, Madurai

+1cc to Mr.K.Nagarajan, Advocate, S.R.No.5077

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KSM(CO)
CB(03/02/2022)