



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.02.2022

CORAM :

THE HON'BLE MR. JUSTICE M.DURAI SWAMY
AND
THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

W.P.No.2114 of 2022

I.Vetriselvi

... Petitioner

Vs.

1.The Authorized Officer,
Canara Bank,
NRI Branch, Spencer Towers-II,
No.770-A, Anna Salai,
Chennai - 600 002.

2.Viswanathan Swaminathan

3.Umashankari

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of certiorarified mandamus calling for the entire records of the Chief Metropolitan Magistrate, Egmore, Chennai in connection with the impugned order passed in Crl.M.P.No.22777 of 2021 in Crl.M.P.No.2519 of 2019 dated 21.10.2021 and to quash the same as arbitrary and unreasonable and consequently direct the 1st respondent to take physical possession of the car parking based on the order passed by the Chief Metropolitan Magistrate in Crl.M.P.No.2519 of 2019 dated 05.07.2019.

For Petitioner : Mr.K.Balasubramaniam

O R D E R

(ORDER OF THE COURT WAS MADE BY M.DURAI SWAMY, J.)

The learned counsel for the petitioner seeks the permission of this Court to withdraw the Writ Petition with liberty to challenge the order passed in Crl.M.P.No.22777 of 2021 in Crl.M.P.No.2519 of 2019 dated 21.10.2021 before the Debts Recovery Tribunal, Chennai, under Section 17 of the Securitisation & Reconstruction of Financial Asset & Enforcement



of Security Interest Act, 2002 (in short 'SARFAESI'). The learned counsel also made an endorsement to that effect.

2. In view of the same, the Writ Petition is dismissed as withdrawn. No costs.

3. It is open to the petitioner to challenge the order passed by the Chief Metropolitan Magistrate, Egmore, Chennai before the Debts Recovery Tribunal in accordance with law.

SD/-
ASSISTANT REGISTRAR

// TRUE COPY //

SUB ASSISTANT REGISTRAR

va
To

The Authorized Officer,
Canara Bank,
NRI Branch, Spencer Towers-II,
No.770-A, Anna Salai, Chennai - 600 002.

W.P.No.2114 of 2022

ksm[co]
srg 23/02/2022