



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.03.2022

CORAM :

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.4003 of 2022

1 K.Dhanasekar
2 Karthika Kalisamy .. Petitioners

Vs

1 The Authorized Officer
State Bank of India
Asset Recovery Branch
377/1, Dr.Nanjappa Road
Behind N.S. Palaniappa Nurshing Home
Coimbatore - 641 018.

2 The Presiding Officer
Debts Recovery Tribunal
at Coimbatore.

3 S. Kalpana
Partner of M/s. B.S. Innovations
No.2, Mettupalayam Extn
3rd Street Ramaiah Colony
Tiruppur - 641 602. .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of mandamus to direct the 2nd Respondent to dispose the S.A. No.553 of 2019 filed by 3rd Respondent on the file of 2nd Respondent within a stipulated time.

For the Petitioners : Mr.Sivakumar
for Mr.G.Rajesh



ORDER

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

The writ petition has been filed by the petitioners to seek a direction on the Debts Recovery Tribunal, Coimbatore to hear and decide S.A.No.553 of 2019 pending on its file within a time frame.

2. The petitioners are auction-purchasers of the property. The sale has been challenged, as stated by learned counsel for the petitioners. However, learned counsel for the petitioners is unable to give reason of urgency in disposal of S.A.No.553 of 2019 by the Debts Recovery Tribunal, Coimbatore. A direction on the Tribunals to hear and decide the matter is to be avoided unless urgency is shown. The Tribunals would otherwise decide the matters expeditiously.

3. Thus, finding no ground for allowing the prayer, the writ petition is dismissed. No costs. Consequently, W.M.P.No.4142 of 2022 is closed.

Sd/-

Assistant Registrar(co)

//True Copy//

Sub Assistant Registrar

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To:

1 The Authorized Officer
State Bank of India
Asset Recovery Branch
377/1, Dr.Nanjappa Road
Behind N.S. Palaniappa Nurshing Home
Coimbatore - 641 018.

2 The Registrar
Debts Recovery Tribunal
at Coimbatore.

W.P.No.4003 of 2022

RSI (CO)
A.SK(08/03/2022)