



W.P.No.29701 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :10.11.2022

CORAM:

THE HON'BLE **MR.JUSTICE N.SATHISH KUMAR**

W.P.No.29701 of 2022

D.Magesh Kumar

... Petitioner

Vs.

1.The Ombudsman
C/o.Reserve Bank of India
Fort Glacis
Chennai 600001

2.The Manager
Axis Bank Limited
Old No.38, New No.165
Plot No.65, Arcot Road
United India Colony, Kodambakkam
Chennai 600024

... Respondents

PRAYER: Writ Petition filed under Article 226 of Constitution of India praying for issuance of Writ of Mandamus, to direct the 1st respondent to take action against the 2nd respondent to follow the due process of law, regarding collection of loan amount, as guided by Reserve Bank of India forthwith the petitioner complaint dated 11.08.2022.

For Petitioner : Mr.M.Govindarajan

For Respondents : Mr.C.Mohan

M/s.King & Patridge for R1

No Appearance for R2



W.P.No.29701 of 2022

ORDER

Considering the nature of the relief sought for in this Writ Petition, notice to the respondents is deemed unnecessary.

2.It is the complaint of the petitioner that the 1st respondent, which is invested with the power / duty to maintain discipline among Bankers has not taken any action on the complaints of the petitioner. It is the case of the petitioner that the 2nd respondent / Banking company, is employing Goondas and Rowdy elements to recover the debts due to it. The 2nd respondent, being the Banking company, a complaint was made to the 1st respondent regarding the illegal methods adopted by the 2nd respondent to recover the dues. It is also claimed that the 2nd respondent is charging exorbitant rates of interest. The claim of the petitioner is that the 1st respondent has not taken any action on the complaints made by the petitioner.

3.Considering the nature of the claim made and the averments found in the affidavit filed in support of the petition as well as the



W.P.No.29701 of 2022

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complaint made by the petitioner, this Writ Petition is disposed of with a direction to the 1st respondent to consider the complaint of the petitioner dated 11.08.2022 and dispose of the same in accordance with law within a period of six (6) weeks from the date of receipt of a copy of this order. The 1st respondent will do well to hear the petitioner before passing orders. No costs.

10.11.2022

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Index: yes / no

Internet: yes / no

Speaking / Non speaking

To

The Ombudsman
C/o.Reserve Bank of India
Fort Glacis
Chennai 600001



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W.P.No.29701 of 2022

N.SATHISH KUMAR, J.

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W.P.No.29701 of 2022

10.11.2022