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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.01.2022

CORAM :

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

AND

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

W.P.No.28341 of 2021

C.C.Thangamani

..Petitioner

Vs.

1.M/s.Punjab National Bank
Asset Recovery Management Branch
448A, Dr.Nanjappa Road
Coimbatore-18.

2.K.Poongodi

..Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus directing the 1st respondent to de-sealing the property situating at Door No.3/819-A, Old SF No.239/1 (New SF No-239/1A) measuring 23.52 Cents, Kalipalayam Village and Panchayat, Avinashi Taluk, Tirupur District which was sealed by them in pursuance of the order in Crl.M.P.No. 540/2021 passed by the Chief Judicial Magistrate, Tirupur on 30.11.2021 under the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (SARFAESI ACT for Short) upon receiving the sale proceeds amount of Rs.52,50,000/- from the petitioner.

For Petitioner : Mr.R.Radha Pandian

For Respondents : Mr.M.L.Ganesh for R1



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

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Learned counsel for the petitioner prays for withdrawal of the writ petition with liberty to avail the remedy before the Debts Recovery Tribunal or approach the bank, as the petitioner is willing to pay the entire due amount.

2. In view of the above, this writ petition is dismissed as withdrawn with liberty as prayed for.

Sd/-

Assistant Registrar (CS-VII)

//True Copy//

Sub Assistant Registrar

kpl/drm

To:

M/s.Punjab National Bank,
Asset Recovery Management Branch,
448A, Dr.Nanjappa Road,
Coimbatore-18.

+lcc to Mr.R.Radha Pandian, Advocate SR. No.777

W.P.No.28341 of 2021

RLD (CO)
PR (11/01/2022)