



W.P.No.30605 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.11.2022

CORAM :

THE HON'BLE MR.T.RAJA, ACTING CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR

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M/s Saravanaa Global Products LLP
represented by its Partner Mr.P.S.Sudharsan
S/o P.R.Sundarrajan S.F.No.263/2
Katchupalli Village
Edapadi, Salem

.. Petitioner

v.

The Authorized Officer
Bank of India
Star House
No.324, Oppanakara Street
Coimbatore 641 001

.. Respondent

Petition under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, to modify the order dated 18.10.2022 passed in S.A.No.971 of 2022 pending on the file of the learned Debts Recovery Tribunal, Coimbatore, consequently direct the Tribunal to



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consider a sum of Rs.91,48,859/- paid by the petitioner to the respondent under OTS scheme.

For Petitioner :: Mr.M.Selvam
for Mr.A.M.Amutha Ganesh

ORDER

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

This writ petition has been filed by M/s Saravanaa Global Products LLP represented by its partner Mr.P.S.Sudharsan seeking for issuance of a mandamus to modify the order dated 18.10.2022 passed by the learned Debts Recovery Tribunal, Coimbatore in S.A.No.971 of 2022 and to consequently direct the Tribunal to consider a sum of Rs.91,48,859/- paid by the petitioner to the respondent under OTS Scheme.

2. Heard the learned counsel appearing for the petitioner.

3. At the outset, the writ petition is not maintainable before this Court, since the petitioner has got an effective, statutory and alternative



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remedy of appeal before the Debts Recovery Appellate Tribunal. In view thereof, the writ petition stands dismissed. It is for the petitioner to workout his remedy before the Debts Recovery Appellate Tribunal, if he is aggrieved by the impugned order. Consequently, W.M.P.Nos.30043 & 30044 of 2022 are also dismissed.

Speaking/Non speaking order

(T.R.,A.C.J.) (D.K.K.,J.)

Index : yes/no

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SS

To

1. The Authorized Officer
Bank of India
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THE HON'BLE ACTING CHIEF JUSTICE
AND
D.KRISHNAKUMAR,J.

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