



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.06.2022

CORAM :

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

AND

THE HON'BLE MRS.JUSTICE N.MALA

W.P.NO.35518 OF 2019

AND

W.M.P.NOS.36356 AND 36357 OF 2019 AND 6126 OF 2021

1. Ram Kumar

2. Mohan Babu

... Petitioners

.Vs.

1. The Branch Manager,
Authorised Officer,
State Bank of India,
Coonoor, Ooty District.

2. Devarajan

3. Kannammal

... Respondents

PRAYER:-

Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for the records of the order dated 13.11.2019 in SA (SR) No.8971 of 2019 on the file of Debts Recovery Tribunal, Coimbatore and quash the same and consequently direct the Debts Recovery Tribunal, Coimbatore to number the petitioners' application in SA (SR) No.8971 of 2019 for trying it in the manner known to law.

For Petitioner : Mr.Parthasarathy
Senior Counsel
For Mr.N.Ponraj

For Respondents : Mr.M.L.Ganesh
For R-1



ORDER

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

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Learned counsel for the petitioner prays for withdrawal of the writ petition with liberty to avail the remedy of appeal against the order impugned herein. An endorsement is also made to that effect.

2. In view of the above, the writ petition is dismissed as withdrawn with the liberty aforesaid. It is made clear that liberty would not mean condoning the delay, rather for that, the petitioner would be at liberty to make an appropriate application before the Debt Recovery Appellate Tribunal. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

sra

To

1. The Branch Manager,
Authorised Officer,
State Bank of India,
Coonoor, Ooty District.
2. The Presiding Officer (i/c),
The Debts Recovery Tribunal,
Coimbatore.

W.P.NO.35518 OF 2019

GPL (CO)
PBS/23/06/2022