



W.P(MD)No.355 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.09.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P(MD)No.355 of 2022
and
W.M.P(MD)No.278 of 2022**

Nallini

... Petitioner

VS.

Indian Overseas Bank,
Having its Main Branch Office at
No.1, R.S Road,
(New Central Road Dindigul),
Dindigul District,
Represented by its Branch Manager.

... Respondent

PRAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorari, to call for the records relating to the proceedings of the respondent in impugned notice under Section 13(4) of SARFAESI Act, dated 20.12.2021 and to quash the same as null and void.

For Petitioner : Mr.V.A.Dhana Aravindha Balaji

For Respondent : Mr.N.Dilip Kumar



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ORDER

(Order of the Court was made by R.MAHADEVAN, J.)

The prayer made in this Writ Petition is to issue a Writ of Certiorari, to quash the impugned notice issued by the respondent under Section 13(4) of SARFAESI Act, dated 20.12.2021.

2.When the matter was taken up for hearing today, the learned counsel appearing for the petitioner fairly submitted that the present Writ Petition questioning the possession notice does not survive, in view of the challenge to the sale notice in W.P(MD)No.21140 of 2022.

3.Recording the same, this Writ Petition is closed. No costs. Consequently, connected Miscellaneous Petition is closed.

Index : Yes / No
Internet : Yes
ps

[R.M.D.,J.] [J.S.N.P.,J.]
14.09.2022



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To

Branch Manager,
Indian Overseas Bank,
Having its Main Branch Office at
No.1, R.S Road,
(New Central Road Dindigul),
Dindigul District.



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R.MAHADEVAN,J.
and
J.SATHYA NARAYANA PRASAD,J.

ps

ORDER MADE IN
W.P(MD)No.355 of 2022

DATED : 14.09.2022