



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.01.2022

CORAM :

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

and

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P(MD)No.735 of 2022

WEB COPY

The Branch Manager,
Tamilnadu Mercantile Bank Limited,
Tirunelveli Branch,
No.25D, Swamy Nellaiappan High Road,
S.T.N Building 1st floor,
Tirunelveli Junction,
Tirunelveli-627 001.

... Petitioner

vs.

1) The Registrar,
Debts Recovery Tribunal,
Kalyani Towers,
4/162 Madurai-Melur Road (Near Meenakshi Mission Hospital)
Uthangudi Post,
Madurai.

2) Shri V.Rengaramanuja Chett & Co,
Rep by its Managing Partner,
Mr.A.Vardharajan
No.66, Madurai Road,
Tirunelveli Junction.

3) Mr.A.Vardharajan

4) Mr.R.Alagirisamy

5) Mrs.T.Muthulakshmi

6) Mr.T.Rangarajan

7) M/s.V.Rangaramanuja Chetty & Son,
No.66, Madurai Road,
Tirunelveli Junction.

... Respondents

Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Mandamus, to direct the Debts Recovery Tribunal, Madurai, to expedite the proceedings in I.A.Nos.191, 192, 193 of 2021 in R.P.No.117 of 2007 in D.R.C.No.111 of 2005 in O.A.No.134 of 2003 pending on its file and dispose the same within a reasonable time period to be determined by this Hon'ble Court.

For Petitioner

: Mr.N.Dilip Kumar



ORDER

(Order of the Court was made by
PUSHPA SATHYANARAYANA, J.)

The writ petition is filed by the bank seeking a Mandamus to expedite the proceedings in I.A.Nos.191, 192 and 193 of 2021 in R.P.No.117 of 2007 in D.R.C.No.111 of 2005 in O.A.No.134 of 2003.

2. The learned counsel for the petitioner states that after the sale, it was realised that there is a mistake in the schedule of property which he is seeking to amend by virtue of the above referred interlocutory applications. As there is no Presiding Officer in the Debts Recovery Tribunal, Madurai, it is prayed that the matter may be expeditiously heard by the Debts Recovery Tribunal, Coimbatore, as it involves the right of the third party auction purchaser.

3. In the light of the above, without going into the merits of the above submission, the Debts Recovery Tribunal, Coimbatore, is directed to list the abovesaid interlocutory applications, hear them on merits and pass appropriate orders as expeditiously as possible, however not beyond the period of eight weeks from the date of receipt of a copy of this order.

4. With the above direction, the Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

bala

To

1.The Registrar,
Debts Recovery Tribunal,
Kalyani Towers,
4/162 Madurai-Melur Road
(Near Meenakshi Mission Hospital)
Uthangudi Post,Madurai.

2.The Presiding Officer,
Debts Recovery Tribunal
Coimbatore



+1 CC to M/s.N.DILIPKUMAR, Advocate (SR-1767[F] dated 19/01/2022)

W.P(MD)No.735 of 2022

DATED : 19.01.2022

NSN(CO)

KB(27.01.2022) 3P 4C

WEB COPY