



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.01.2022

CORAM :

WEB COPY

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA
and
THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.P(MD)No.864 of 2022
and
WMP(MD)No.693 of 2022

Shaji

... Petitioner

vs.

1) The Debts Recovery Tribunal,
IV, Floor, Kalyani Tower,
Melur Road,
Madurai.

2) The Authorized Officer,
Canara Bank,
Chinnathurai Branch,
Kanyakumari District.

... Respondents

Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Certiorari, calling for the records pertaining to the impugned auction sale notice issued by the 2nd respondent dated 20.12.2021 fixing the date of sale on 21.01.2022 and quash the same.

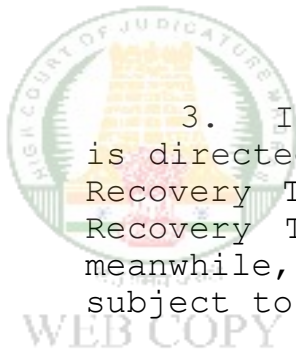
For Petitioner : Mr.S.Suresh
For R2 : Mr.Pethu Rajesh

ORDER

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

The writ petition is directed against the sale notice issued by the 2nd respondent dated 20.12.2021 fixing the date of auction on 21.01.2022.

2. The learned counsel for the petitioner states that already S.A.No.23 of 2022 is filed before the Debts Recovery Tribunal, Madurai and it is yet to be heard for want of Presiding Officer.



3. In view of the above, the Debts Recovery Tribunal, Madurai, is directed to transmit the papers in S.A.No.23 of 2022 to the Debts Recovery Tribunal, Coimbatore, which would be heard by the Debts Recovery Tribunal, Coimbatore, on or before 04.02.2022. In the meanwhile, let the auction go on and the same will be confirmed only subject to the result of S.A.No.23 of 2022.

4. With the above direction, the Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1) The Presiding Officer,
Debts Recovery Tribunal,
IV, Floor, Kalyani Tower,
Melur Road,
Madurai.

COPY TO:

The Presiding Officer,
Debts Recovery Tribunal, Coimbatore.

+1 CC to M/s.P.PETHU RAJESH, Advocate (SR-1931[F] dated 20/01/2022)

W.P(MD)No.864 of 2022

DATED : 20.01.2022

_RD(28.01.2022) 2P 4C