



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.02.2022

CORAM :

WEB COPY

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

W.P (MD)Nos.2280 of 2022

and

WMP (MD)Nos.1984 and 1988 of 2022

1)Abbas Ali
2)Thajul Kutha

... Petitioners

vs.

- 1) The Registrar,
Debts Recovery Tribunal, Madurai.
III & IV Floor, Kalyani Towers,
4/162, Madurai-Melur Road,
Uthangudi, Madurai-625 107.
 - 2) The Registrar,
Debts Recovery Tribunal, Coimbatore,
II & III Floors, Jawan's Bhavan,
27, T.B. Road, Coimbatore-641 018.
 - 3) The Authorized Officer,
M/s.Karur Vysya Bank, Anna Nagar Branch,
Madurai-625 020.
 - 4) The Branch Manager,
M/s.Karur Vysya Bank,
RS No.170/9, Mattuthavani-Melur Road,
Mattuthavani-625 107.
 - 5) Mr.Prahadheeshwaran,
Advocate Commissioner,
Crl MP No.899/2021 on the file of CJM, Madurai
No.327, LIG Colony, KK Nagar,
Madurai-625 020.
- ... Respondents

Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Certiorari, call for the records in Crl.MP.No.899/2021 pending on the file of the Chief Judicial Magistrate, Madurai, and quash the same.



For Petitioner : Mr.J.Harikrishna for Mr.K.Nagarajan
For R3 & R4 : Mr.P.Madhan Alexander

WEB COPY

ORDER

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

The writ petition is filed challenging the order dated 09.12.2021 passed in CrI.MP.No.899/2021.

2. The petitioner has already filed S.A.No.54 of 2022 which is now pending before the Debts Recovery Tribunal, Coimbatore, and it is stated by the learned counsel for the respondent Bank that the said application is listed today. For the very same relief, the petitioner has now moved this writ petition. However, it is stated by the learned counsel for the petitioner that when he filed the writ petition, there was no Presiding Officer.

3. In view of the above statement by the learned counsel for the Bank, the learned counsel for the petitioner seeks permission to continue with the prosecution of S.A.No.54 of 2022.

4. Therefore, this Writ Petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(Writs)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

bala

To

- 1) The Registrar, Debts Recovery Tribunal, Madurai.
III & IV Floor, Kalyani Towers, 4/162, Madurai-Melur Road,
Uthangudi, Madurai-625 107.
- 2) The Registrar, Debts Recovery Tribunal, Coimbatore,
II & IIII Floors, Jawan's Bhavan,
27, T.B. Road, Coimbatore-641 018.

ORDER MADE IN

W.P(MD)No.2280 of 2022

DATED : 04.02.2022

SB(CO)

TR(18.02.2022) 2P 3C