



WEB COPY

W.P(MD)No.3590 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.03.2022

CORAM:

THE HONOURABLE MR.JUSTICE PARESH UPADHYAY

and

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

W.P (MD) No.3590 of 2022

&

WMP (MD) No.3137 of 2022

G.Sahayadhas

.. Petitioner

Vs.

The Authorised Officer,
Tamil Nadu Mercantile Bank,
Nagercoil Branch,
229-A, Charles Miller Street,
Nagercoil-629 001
Kanyakumari District.

.. Respondent

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, to direct the respondent to remove the lock and seal dated 23.11.2021 and consequently, direct the respondent not to interfere or indulge in any activities in any manner of the petitioner's property situated at R.S.No.376/2, Azhagiapandiapuram Village, Thommaiarpuram, Kanyakumari District till the disposal of S.A.No.76 of 2020 on the file of Debt Recovery Tribunal, Madurai.

For Petitioner

: Mr.B.Janarth Kumar

ORDER

[Made by PARESH UPADHYAY, J.]

1. Learned advocate for the petitioner seeks permission to withdraw this Writ Petition with liberty to approach the Debt Recovery Tribunal, since not only it is the statutory alternative remedy but the proceedings in question is also pending before the Debt Recovery Tribunal. Reference in this regard is made to the order dated 27 February 2020. Permission as prayed for, is granted.



2. Accordingly, this Writ Petition is dismissed as withdrawn with liberty as noted above. No costs. Consequently, connected WMP would not survive.

Sd/-

Deputy Registrar (LA&MC)

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/ /2022

Sub Assistant Registrar(CS)

Dn/11

+1 CC to M/s.N.DILIPKUMAR, Advocate (SR-9612[F] dated
02/03/2022)

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01.03.2022

RD(25.03.2022) 2P 2C