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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.03.2022

CORAM:

THE HONOURABLE MR.JUSTICE PARESH UPADHYAY
AND
THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

W.P(MD)No. 4851 of 2022

and W.M.P. (MD) No.4007 of 2022

A.Baiju

.. Petitioner

Vs

1.The Authorised Officer,
Tamilnadu Mercantile Bank,
Chengavilai Branch,
2/168C, Choozhal Junction,
Kollamcode Post, Vilavancode Taluk,
Chengavilai - 629 160.

2.S.Brilliant Dhas

.. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the first respondent to consider the petitioner's payment for the settlement of the loan and directing the 2nd respondent not to take possession over his property.

For Petitioner : Mr.K.Umasankar

For Respondents : Mr.N.Dilipkumar
for R1

ORDER

(Made by PARESH UPADHYAY, J.)

The grievance voiced in this petition is such which can very well be agitated before the Debts Recovery Tribunal, if the writ petitioner desires.

2. With a view to see that the case of the petitioner is not prejudiced on merits, we are not going into the merits of the matter, leaving it to the petitioner to approach the appropriate forum, if the petitioner desires. In the event, the petitioner approaches any such forum, disposal of this petition will not come in the way, since we have not examined the issue on merits.



3. This writ petition is disposed of in above terms. No costs. Consequently, connected Miscellaneous Petition would not survive.

Sd/-

Assistant Registrar (Records)

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/ /2022

Sub Assistant Registrar(CS)

Pkn/22

+1 CC to M/s.N.DILIPKUMAR, Advocate (SR-14369[F] dated 24/03/2022)

W.P(MD)No.4851 of 2022

23.03.2022

_RD(04.04.2022) 2P 2C