



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.06.2022

CORAM

WEB COPY

**THE HONOURABLE MR.JUSTICE S.S.SUNDAR
AND
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P(MD)No.12653 of 2022
and
W.M.P(MD)No.8966 of 2022**

A.Thavakkal Hussain

...Petitioner

Vs.

1.The Authorized Officer,
Rep. through its authorized officer,
City Union Bank Limited.,
Credit Recovery and Management Department,
Narayana,
Administrative Office,
No.24-B, Gandhi Nagar,
Kumbakonam - 612 001.

2.The Branch Manager,
City Union Bank Limited,
Villapuram Branch,
Madurai District.

...Respondents

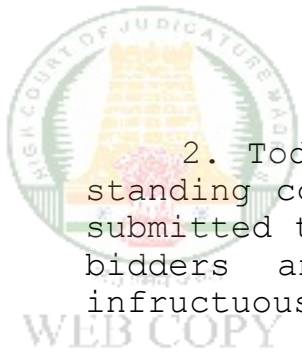
PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records relating to the impugned auction notice of the first respondent in C.O./REC/NPA/2022-23 dated 02.06.2022 and quash the same and consequently direct the respondents to provide further time to pay installments.

For Petitioner : Mr.K.Balamurugan
For R-1 & R-2 : Mr.V.S.Karthik

O R D E R

(Order of the Court was made by S.S.SUNDAR, J.)

This writ petition is filed challenging the Re-tender-cum-auction sale notice, dated 02.06.2022, fixing the date of sale as on 21.06.2022.



2. Today, when the matter is taken up for hearing, the learned standing counsel appearing for the respondent bank, on instructions submitted that the sale as scheduled has not taken place for want of bidders and the prayer in this writ petition has become infructuous.

3. Recording the submission of the learned standing counsel appearing for the respondent bank, this writ petition is dismissed as infructuous. However, liberty is given to the petitioner to approach the bank for any kind of settlement to avoid sale of the property. No Costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-I)

// True Copy //

/07/2022

Sub Assistant Registrar(CS)

PM

+1 CC to M/s.K. BALAMURUGAN, Advocate (SR-27397[F] dated 22/06/2022)

ORDER MADE IN
W.P (MD) No.12653 of 2022
21.06.2022

MA (CO)
TR (05.07.2022) 2P 2C