



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Thursday, the Twenty Fifth day of August Two Thousand and
Twenty Two

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PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR
and

The Hon`ble Mrs.Justice S.SRIMATHY

WMP(MD) No.13551 of 2022

IN

WP(MD) No.18614 of 2022

VIKRAM.D

... PETITIONER/PETITIONER

Vs

1 THE AUTHORISED OFFICER
CHOLAMANDALAM INVESTMENT
AND FINANCE COMPANY LIMITED,
DARE HOUSE, 2, N.S.C. BOSE ROAD,
PARRYS, CHENNAI 600 001.

2 THE BRANCH MANAGER,
CHOLAMANDALAM INVESTMENT
AND FINANCE COMPANY LIMITED,
BRANCH OFFICE, FIRST FLOOR,
STAR TOWERS B-11, COLONY MAIN ROAD,
11TH CROSS, THILLAINAGAR,
TRICHY-620018.

... RESPONDENTS/RESPONDENTS

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to Stay all further proceedings in connection with the impugned E-Auction Sale Notice dated 29.07.2022 No. Nil issued by the 1st respondent pending disposal of the main writ petition.

Prayer in WP(MD). 18614/ 2022 :

Writ Petition filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Certiorari, or any Writ or Order or Direction in the nature of Writ to call for the records pertaining to the impugned E-Auction Sale Notice dated 29.07.2022 No. Nil issued by the 1st respondent and quash the same as illegal.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S. SIVAKUMAR.RM, Advocate for the petitioner and of M/S.P.PETHU RAJESH, Standing counsel for Bank on behalf of the Respondents the court made the following order:-



[Order of the Court was made by **S.S.SUNDAR, J.**]

This Court granted interim stay on 17.08.2022 for a period of four weeks on condition that the petitioner deposits a sum of Rs.20,00,000/- (Rupees Twenty Lakhs only) on or before 22.08.2022.

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2. The learned counsel for the petitioner and the respondents submitted that the petitioner has complied with the condition and deposited a sum of Rs.20,00,000/- (Rupees Twenty Lakhs only) before the due date.

3. In the said circumstances, the interim order granted by this Court on 17.08.2022 is made absolute on condition that the petitioner deposits a sum of Rs.20,00,000/- (Rupees Twenty Lakhs only) on or before **22.09.2022**, (ii) a further sum of Rs.40,00,000/- (Rupees Forty Lakhs only) on or before **26.10.2022**, (iii) a further sum of Rs.40,00,000/- (Rupees Forty Lakhs only) on or before **23.11.2022** and (iv) a further sum of Rs.40,00,000/- (Rupees Forty Lakhs only) on or before **22.12.2022** to the respondents. In case, the petitioner fails to deposit any one of the installments, the interim order granted by this Court shall stand vacated automatically without any further reference to this Court and it is open to the respondents to proceed further in accordance with law.

4. Post the matter on **26.09.2022** for reporting compliance.

sd/-

25/08/2022

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/09/2022

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

cp

+1. C.C. to M/S. P.PETHURAJESH, Advocate SR.No.9135

ORDER

IN

WMP(MD) No.13551 of 2022

IN

WP(MD) No.18614 of 2022

Date :25/08/2022

RK/VR/SAR-I (05/09/2022) 2P/2C