



W.P(MD) No.21531 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 07.11.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P.(MD) No.21531 of 2022
and
W.M.P(MD) No.15662 of 2022**

D.Shalivahanan

... Petitioner

-VS-

1. The Authorized Officer,
City Union Bank Ltd.,
No.24b, Gandhi Nagar,
Kumbakonam 612 001,
Thanjavur District.

2. The Branch Manager,
City Union Bank Ltd.,
Karaikudi Branch,
Ground Floor, Krishna Arcade,
333/1, Sekkalai Road,
Karaikudi, Sivagangai District.
Respondents

...

PRAYER: Petition filed under Article 226 of the Constitution of India, to



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issue a Writ of Certiorari, calling for the records relating to the impugned re-tender cum auction sale notice under SARFAESI Act, 2002 dated 18.8.2022 issued by the first respondent and quash the same as illegal.

For Petitioner : Mr.T.Veerakumar

For Respondents : Mr.R.Pandivel
Standing Counsel

ORDER

(Order of the Court was made by R.MAHADEVAN, J.)

Challenging the Re-Tender cum Auction Sale Notice dated 18.8.2022, issued under the SARFAESI Act, 2002, by the first respondent – Bank, the petitioner has come forward with this writ petition.

2. Today, when the matter was taken up for hearing, the learned counsel for the petitioner submitted that the petitioner has complied with the conditional order of this Court dated 09.09.2022 and therefore, he seeks liberty to approach the respondents – Bank with a proposal to regularise his loan account, which may be considered by the respondent – Bank in the manner known to law, for which, the learned Standing Counsel for the respondents is agreeable.



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3. Granting such liberty, this Writ Petition is closed. No costs.

Consequently, connected miscellaneous petition is closed.

[R.M.D., J.]

[J.S.N.P., J.]

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Index : Yes / No

Internet : Yes / No

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