



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction



Wednesday, the Twenty First day of December Two Thousand and Twenty
Two

PRESENT

WEB COPY

The Hon'ble Mr. Justice D. KRISHNAKUMAR
AND
The Hon'ble Mr. Justice R. VIJAYAKUMAR

WMP (MD) . No. 21778 of 2022
IN
WP (MD) . NO. 11234 OF 2022

1. Karpagavali Charitable Trust
2. B. Karpagavalli.
- 3 B. Ramanand,
- 4 B. Ramakarthikeyan
- 5 B. Ramarn
(All residing at
No. 36, Thai Mookambigai Nagar
Maruthupandiar 1st Street
Sivagangai Main Road
Madurai - 6255 020.

... Petitioners/Petitioner,

Vs

- 1 Incred Financial Services Ltd
Formerly Visu Leasing and Finance Ltd.
Rep by its Authorized Officer
R. Sivamanikandan
S/o. Renganathan
No. 4/225 2nd Floor Arul Nagar
Bye Pass Road, Madurai-625 016.

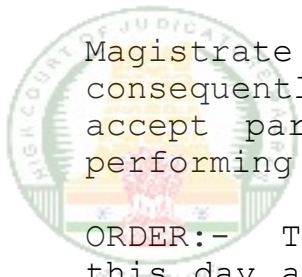
... Respondents/Respondents

Prayer in WMP (MD) NO. 21778 of 2022 :-

This Writ Miscellaneous Petition is filed Under Article 226 of Constitution of India, to EXTEND the time limit fixed in order, dated 10.10.2022 in W.P (MD) No. 11234 of 2022 for various installments of repayment of conditional amounts

Prayer in WP (MD) . No. 11234 of 2022 :-

This Writ Miscellaneous Petition is filed Under Article 226 of Constitution of India, issue a Writ of Certiorari/Mandamus, calling for the records of respondent herein pertaining possession notice and subsequent order passed by the Chief Judicial



Magistrate in Cr.M.P.No.147 of 2022 and quash it as ill and consequently direct the respondent bank to give breathing and accept part payment and thereby reclassify the loan account as performing account

ORDER:- This Writ Miscellaneous Petition coming on for orders on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/s.B.P.Rathna Prakash, Advocate for the Petitioner and of M/s.M.Jegadeesh Pandian, Advocate for the respondent(s), this Court made the following order:

Challenging the order dated 17.03.2022 passed by the learned Chief Judicial Magistrate, Madurai in Cr.M.P.No.147 of 2022, the petitioners filed the aforesaid Writ Petition. This Court, by an order dated 10.10.2022, disposed of the said Writ Petition, directing the petitioners to pay a sum of Rs.7,50,000/- on or before 10.11.2022 and another sum of Rs.7,50,000/- on or before 10.12.2022. Since the petitioners are unable to comply with the aforesaid conditional order, they filed this petition seeking extension of time to comply with the said order.

2.Considering the facts as well as the submissions made by the learned counsel for the petitioner, we are not inclined to extend the time fixed in the order dated 10.10.2022 passed in W.P.(MD) No.11234 of 2022. Accordingly, this Writ Miscellaneous Petition stands dismissed. However, it is for the petitioners to workout their remedy before the appropriate forum.

Sd/-

Assistant Registrar (CO)

// True Copy //

/01/2023

Sub Assistant Registrar(CS)

TO

The Chief Judicial Magistrate,
Madurai.

ORDER DATED : 21/12/2022

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ORDER

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WMP(MD) . No.21778 of 2022

IN

WP(MD) .NO.11234 OF 2022

Giving direction and etc.

as stated within.

MGJ(02.01.2023) 2P 2C

<https://www.mhc.tn.gov.in/judis>