



**W.P.(MD) No.16695 of 2017**

**WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 21.09.2022**

**CORAM:**

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN**

**AND**

**THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P.(MD)No.16695 of 2017**

**and**

**W.M.P.(MD)Nos.13299, 13300 and 13301 of 2017**

P.Varadharajan

... Petitioner

**-Vs-**

1.The Assistant General Manager Cum

Authorized Officer,

State Bank of India, Red Cross Building,

2<sup>nd</sup> Floor, 32, Mandeeyath Road,

Egmore, Chennai-8.

2.The Authorized Officer,

The Stressed Assets Management Branch,

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State Bank of India,  
No.1112, Raja Plaza, Avinashi Road,  
Coimbatore-641 037.

3.The District Collector,  
Sivagangai District, Sivagangai.

4.The Tahsildar,  
Manamadurai Taluk,  
Sivagangai District.

5.M/s.Rukmani Mills,  
Represented by its Director,  
S.Kumarappan

6.Tripower Enterprises Pvt.Ltd.,  
No.2/569, Sandynook,  
Singaravelan First Main Street,  
Chinna Neelankarai, Chennai-600 115.

7.Madurai Mavatta Ikkia Panchalai  
Mattrum Amaipusara Thozhilalar Sangam,(1088/MDU),



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WEB COPY by its General Secretary,  
R.Murugan

8.The Special Tahsildar (Acquisition),  
Inner Ring Road Scheme,  
26/10, Abdul Razack Street,  
Saidapet, Chennai-600 015.

9.A.Raveendran

10.The Associated Trading Corporation Ltd.,  
by its Authorized Representative  
R.Tamilselvan

11.S.Thiagarajan Chettiar

12.S.Valliappan

13.S.Palaniappan

14.S.Balasubramanian

15.The Joint Director,  
ACB Chennai,  
Central Bureau of Investigation,  
III Floor, Shastri Bhavan,  
26, Haddows Road, Nungambakkam,  
Chennai-600 006.

... Respondents



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WEB CONTENT

**PRAYER :** Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records in pursuant to the impugned auction notice dated 09.02.2017 published by the 2<sup>nd</sup> respondent in the Hindu News Paper on 10.02.2017 and quash the same and to direct the 2<sup>nd</sup> respondent to conduct re-auction by setting aside sale made in favour of the 6<sup>th</sup> respondent and with further direction to the 15<sup>th</sup> respondent to conduct the enquiry into the process of confirming the fraudulent sale in favour of the 6<sup>th</sup> respondent by the 2<sup>nd</sup> respondent.

|                |                                  |
|----------------|----------------------------------|
| For Petitioner | : Mr.K.K.Ramakrishnan            |
| For R1 & R2    | : Mr.V.Karthikeyan               |
| For R3 to R5   | : No Appearance                  |
| For R6         | : Mr.S.Ramesh                    |
| For R7         | : Mr.M.Sekar,                    |
|                | For M/s.S.Arunachalam Associates |
| For R8 to R15  | : No Appearance                  |

### **ORDER**

**[Order of the Court was made by R.MAHADEVAN, J.]**

Challenging the auction notice dated 09.02.2017, this Writ Petition has been filed.



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2.Today (21.09.2022), when the matter was taken up for hearing, the learned counsel for the respondents 1 and 2 submitted that the auction has already been conducted and possession of the mortgaged property has been given to the auction purchaser and therefore, nothing survives in the Writ Petition for adjudication.

3.Recording the said submission, this Writ Petition is closed with liberty to the petitioner to workout his remedy in the manner known to law. No costs. Consequently, connected miscellaneous petitions are closed.

**[R.M.D., J.] & [J.S.N.P., J.]**

**21.09.2022**

Index : Yes / No

Internet : Yes / No

*Myr*



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**R.MAHADEVAN, J.**  
**AND**  
**J.SATHYA NARAYANA PRASAD, J.**

*Myr*

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**21.09.2022**