



W.P.No.32758 of 2005

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 31.01.2023

CORAM

**THE HON'BLE MR.JUSTICE R.MAHADEVAN
and
THE HON'BLE MR.JUSTICE MOHAMMED SHAFFIQ**

W.P.No.32758 of 2005
and
W.P.M.P.No.35729 of 2005

1.L.S.P.Agro Limited
Represented by its Managing Director,
B.S.Krishnan

2.B.S.Krishnan

...Petitioners

Vs

1.The Registrar,
Debt Recovery Appellate Tribunal,
Egmore, Chennai.

2.The Registrar,
Debts Recovery Tribunal I,
Spencer's Compound,
Anna Salai, Chennai.

3.The Industrial Development Bank of India,
Represented by its Manager,
115, Anna Salai,
Saidapet, Chennai 15.

4.B.S.Chandrasekar

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5.B.S.Selvakumar

6.B.S.Mohankumar

7.B.S.Arunachalam

8.B.S.Kumaresan

9.B.S.Muralidharan

10.The Lakshmi Vilas Bank Ltd.,
62-63, Bazaar Street, Salem Town,
Having its Registered Administrative Office,
Karur – 6.

11.The Karnataka Bank Limited,
“Divya Towers”, 4th Main Road,
Salem – 1.

12.Agate Finance Limited,
Represented by its Director,
New 24, Old 4, Ramakrishna Street,
T.Nagar, Chennai – 17.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Certiorarified Mandamus, to call for the records on the file of the 1st respondent in M.A.No.61 of 2005(T) & dated 04.08.2005 and to quash the same as illegal & incompetent and consequently direct the 2nd respondent to transfer O.A.No.78 of 2002 to be heard and jointly tried along with O.A.No.38 of 2002 on the file of the Debt Recovery Tribunal, Coimbatore.

For Petitioners : Mr.Aswin Hadwarri for
Ms.V.Srimathi.



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For Respondents : Mr.M.Rajamanickam for R10

Mr.R.Thirumalai for R11.

R1 to R5, R8, R9 & R12 – No appearance.

ORDER

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

The prayer made in this Writ Petition is to quash the order dated 04.08.2005 passed in M.A.No.61 of 2005(T) by the first respondent and consequently direct the second respondent to transfer O.A.No.78 of 2002 to be heard and jointly tried along with O.A.No.38 of 2002 on the file of the Debt Recovery Tribunal, Coimbatore.

2.The learned counsel for the petitioners, on instructions, submitted that during the pendency of this petition, the original applications themselves came to be disposed of and hence, nothing survives for further adjudication in this petition.

3.Recording the above submission made by the learned counsel for



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the petitioners, this Writ Petition stands closed. No costs. Consequently,
the connected Miscellaneous Petition is also closed.

(R.M.D.,J.) (M.S.Q.,J.)
31.01.2023

ay

Index: Yes / No

Speaking Order / Non-speaking Order

Neutral Citation: Yes / No

Copy to

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Debt Recovery Appellate Tribunal,
Egmore, Chennai.

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**R.MAHADEVAN,J.
and
MOHAMMED SHAFFIQ,J.**

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Dated:31.01.2023