



W.P.No.12593 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.06.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVALU

W.P.No.12593 of 2023

E.Lakshmi

.. Petitioner

Vs

- 1.The General Manager,
Indian Overseas Bank, Central Office,
No.763, Anna Salai,
Chennai, Pin Code-600 002.
- 2.The Assistant General Manager,
Indian Overseas Bank, Central Office,
No.763, Anna Salai,
Chennai, Pin Code-600 002.
- 3.The Chief Regional Manager,
Indian Overseas Bank, Regional Office,
No.3, 1st Floor, 10th East Cross Street,
Gandhi Nagar, Vellore,
Pin Code-632 006.



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4.The Authorised Officer,
Indian Overseas Bank, Regional Office,
No.3, 1st Floor, 10th East Cross Street,
Gandhi Nagar, Vellore,
Pin Code-632 006.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the fourth respondent to consider the petitioner representation letter dated 9.2.2023 to hand over the physical possession of schedule property to the petitioner in respect of the financial term Loan No.130003351200010 through SARFAESI Act.

For the Petitioner : Mr.Pari Gopal

For the Respondents : Mr.Ananda Gomathy

ORDER

(Order of the court was made by the Hon'ble Chief Justice)

We have heard Mr.Pari Gopal, learned counsel for the petitioner, and Mrs.Ananda Gomathy, learned counsel for the respondents.

2. Learned counsel for the petitioner submits that the petitioner is purchaser of the property in the auction from the respondent bank. However, as yet, the possession has not been handed over to the petitioner. The bank is not taking any steps.



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3. Learned counsel for the petitioner submits that the bank has filed an application under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 for physical possession with the Chief Judicial Magistrate, Vellore and now the next date is fixed as 1st July, 2023.

4. As steps are undertaken by the bank, the bank may prosecute the same expeditiously.

5. With the aforesaid observation, the writ petition stands disposed of. There will be no order as to costs.

(S.V.G., C.J.)

(P.D.A., J.)

27.06.2023

Index : Yes/No
Neutral Citation : Yes/No
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To

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THE HON'BLE CHIEF JUSTICE
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