



W.P.No.9179 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.07.2023

CORAM :

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

AND

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

W.P.No.9179 of 2023

1. P.Rajesh
2. M.Pachamuthu .. Petitioners

Vs.

1. The Canara Bank
Rep. by its Manager
SME, Perambalur Branch
Perambalur – 621 212.
2. The Authorized Officer
Asset Recovery Management Branch
1st Floor, Regional Office Building
Muthiah Towers, Williams Road
Trichy – 620 001.

3. R.Mohanraj .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, forbearing the respondent 1 and 2 from proceeding with the e-auction dated 13.03.2023 based on the sale notice dated 8.02.2023 and consequently not to issue sale certificate in favour of 3rd respondent.



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For the Petitioners : Mr.P.Ravishankar Rao

For the Respondents : Ms.Vinitra Srinivasan
for M/s.NVS & Associates
for R1 and R2

R3 not ready in notice

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.P.Ravishankar Rao, learned counsel for the petitioners and Ms.Vinitra Srinivasan, learned counsel for M/s.NVS & Associates for respondents 1 and 2.

2. Learned counsel for the petitioners submits that after the filing of the present writ petition, subsequently, sale certificate has been issued. The petitioners may be permitted to challenge the said sale certificate.

3. The same is a subsequent event. The petitioners may assail the said sale certificate, as permissible under law. In that event, all the contentions of the respective parties are kept open.



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4. In view of that, the writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.Nos.9304 & 9305 of 2023 are closed.

(S.V.G., CJ.)

(P.D.A., J.)

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Index : Yes/No
Neutral Citation : Yes/No

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(drm)

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