



WEB COPY



W.P.No.14260 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.05.2023

CORAM :

THE HON'BLE MR.JUSTICE B.PUGALENDHI

AND

THE HON'BLE MR.JUSTICE V.LAKSHMINARAYANAN

W.P.No.14260 of 2023

Uma Devi

.. Petitioner

Vs

1. The General Manager
Canara Bank
563, PB 1078, 1, Anna Salai
Teynampet, Chennai – 600 018.
2. The Manager
Canara Bank
563, PB 1078, 1, Anna Salai
Teynampet, Chennai – 600 018.
3. Vijaya
4. G.Raveendra Kumar
5. P.Saravana Praveen Kumar

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking issuance of a writ of mandamus directing the respondents to cancel the sale certificate in pursuance of the sale of the petitioner's property situated at No.17/A, Pillaiyar Kovil Street, Perungudi, Chennai – 600 006, and direct the respondents to receive the sale consideration of Rs.2,01,00,000/- from the petitioner within a reasonable time.



W.P.No.14260 of 2023

WEB COPY

For the Petitioner : Mr.S.Thiruvengadam

ORDER

(Order of the court was made by *V.LAKSHMINARAYANAN,J.*)

The petitioner seeks to cancel the sale certificate with respect to her property situated at No.17/A, Pillaiyar Kovil Street, Perungudi, Chennai – 600 006, and to receive a sum of Rs.2,01,00,000/- towards the sale consideration which has already been paid by the fifth respondent/auction-purchaser.

2. We are afraid we cannot entertain this writ petition because the petitioner has an alternative remedy of appeal under Section 17 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 before the Debts Recovery Tribunal. However, considering the fact that the petitioner comes from a scheduled caste community and the property is a valuable one, status-quo shall be maintained as on today for a period of two weeks. The petitioner shall approach the jurisdictional Debts Recovery Tribunal within that period.



W.P.No.14260 of 2023

WEB COPY

With the aforesaid observation, the writ petition is disposed of.

There will be no order as to costs.

(B.P., J.) (V.L.N., J.)
25.05.2023

Index : No
Neutral Citation : No
sasi/bbr

To:

1. The General Manager
Canara Bank
563, PB 1078, 1, Anna Salai
Teynampet, Chennai – 600 018.
2. The Manager
Canara Bank
563, PB 1078, 1, Anna Salai
Teynampet, Chennai – 600 018.



WEB COPY



W.P.No.14260 of 2023

B.PUGALENDHI, J.
AND
V.LAKSHMINARAYANAN, J.

sasi/bbr

W.P.No.14260 of 2023

25.05.2023