



W.P.No.1802 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.08.2023

CORAM :

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

AND

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

W.P.No.1802 of 2023

1. Murugaraji
2. A.Suresh Kumar

.. Petitioners

Vs.

1. The Secretary
Ministry of Finance Banking Division
Jeevan Deep Building, Sansad Mard
Connaught Circus
New Delhi 110 001.
2. The Regional Director
Reserve Bank of India
Fort Glacis, No.16, Rajaji Salai
Chennai 600 0001.
3. The Chairman cum Managing Director
Indian Bank Head Office
No.254-260, Avai Shanmugam Salai
Royapettah, Chennai 600 014.
4. The Authorised Officer cum Branch Manager
Indian Bank, Salem Main Branch
No.101-A, Arunachalam Street
Salem 636 001.

.. Respondents



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Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the fourth respondent herein to hand over the possession of the auction purchased property to the petitioners as per the sale deed in Doc.No.99 of 2016 dated 14.01.2016 on the file of the SRO, Sangagiri, duly executed by the Authorised Officer/fourth respondent in favour of the petitioners.

For the Petitioners : Mr.K.Justin Selvakumar

For the Respondents : Ms.A.Anuradha
Central Govt. Standing Counsel
for Respondent-1

Mr.Jayesh B.Dolia
Senior Counsel
For Mr.Kalyanaraman
For M/s. Aiyar & Dolia
for Respondent-4

No appearance -
for Respondents 2 & 3

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.Justin K.Selvakumar, learned counsel for the petitioners, Ms.A.Anuradha, learned Central Government Standing Counsel for the first respondent and Mr.Jayesh B.Dolia, learned Senior Counsel for Mr.Kalyanaraman learned counsel for the second respondent.



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2. Learned Senior Counsel for the respondent bank 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 on 11.08.2023 so as to hand over possession to the petitioner.

3. In the light of the fact that application has already been filed under Section 14 of the Act, the bank shall prosecute the application diligently and expeditiously.

4. With the above observation, the writ petition is disposed of. There will be no order as to costs. Consequently, W.M.P.No.1919 of 2023 is closed.

(S.V.G., CJ.)

(P.D.A., J.)

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Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESSAVALU, J.

(kpl)

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