



W.P.No.18508 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.07.2023

CORAM : JUSTICE N.SESHASAYEE

W.P.No.18508 of 2022

M.Sudhakar

.. Petitioner

Vs

1.The District Manager
Tamil Nadu Adi Dravidar Housing and
Development Corporation (TAHDCO)
TAHDCO Training Centre Building
No.183, Muthuvinayagar Koil Street
Backside of Main Bus Stand
Thiruvannamalai - 606 601.

2.The Zonal Officer
FI&RBD Section
Indian Bank
STR BSNL Building
Vellore Road
Thiruvannamalai - 606 601.

3.The Branch Manager
Indian Bank
Melarani Branch
Thiruvannamalai.

.. Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the second and third respondents to consider afresh the loan application submitted by the petitioner under SEPY Scheme in Acknowledgement No.TAHDCO-2021-22-SEFY-TM-87 dated 05.09.2021 along with reply dated 27.06.2022 submitted by the petitioner and consequently sanction loan in favour of the petitioner.

For Petitioner : Mr.R.Bhagawat Krishna

For Respondents : Mr.M.Bindran
Additional Government Pleader [R1]
Mr.S.Saravana Prakash [R2 & R3]

ORDER

The petitioner had applied a loan with the third respondent-Bank through online on 05.09.2021, for availing the benefit under the 'Self-Employment Programme for Youth (SEPY)' launched by the Central Government for the welfare of the Schedule Caste youth in the age group of 18 to 45 years. The loan application of the petitioner was rejected by the third respondent vide its communication dated 02.03.2022. The petitioner has now filed this petition for a direction to the third respondent to reconsider his application.



W.P.No.18508 of 2022

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2. Heard the learned counsel for the petitioner and the learned counsel appearing for the respective respondents.

3. A perusal of the communication of the bank dated 02.03.2022, informs that the loan was rejected to the petitioner on the following grounds :

- *The applicant is not having any godown or shop for storing the centring sheet material.*
- *On enquiry with applicant, he is not aware about cost of business material (centring sheets & steel pipes).*
- *The applicant does not have experience in the line of activity.*
- *While analysing the project report, it is found that the receipts are at higher end so the project is not viable.*

4. It is not very evident whether the said scheme is till in force. Subject to the same, the petitioner is at liberty to approach the bank for a loan facility after satisfying all the norms required to avail the loan. It is underscored that loan to be advanced by the bank essentially is a contractual transaction between the lender and the borrower.



W.P.No.18508 of 2022

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5. The writ petition is disposed of accordingly. No costs.

07.07.2023

Index : Yes / No

Speaking order / Non-speaking order
ds

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