



WEB COPY



WP No.24563 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.08.2023

CORAM

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

AND

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

WP No.24563 of 2023

M/s.Dart Tex
represented by its Partner
K.S.Thangamuthu

: Petitioner

versus

1.The Authorised Officer,
Karnataka Bank Ltd.,
Asset Recovery Management Branch
No.324, Ground Floor,
Thambu Chetty Street,
Chennai 600001

2.Muthusamy Priyadharshini

3.The Presiding Officer,
Debts Recovery Tribunal, Coimbatore : Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the Debts Recovery Tribunal, Coimbatore to dispose SA No.379 of 2021 on its file within the time limit that may be fixed by this Court; consequently grant an order of injunction forbearing the 2nd respondent from in any manner transferring his rights and interest to any other third party with respect of the immovable properties described in the e-auction sale notice dated 12.05.2021 of the 1st respondent pending disposal of SA No.379 of 2021 on the file of Debts Recovery Tribunal, Coimbatore.



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For the Petitioner : Mr.R.Selvakumar

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ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.R.Selvakumar, learned counsel for the petitioner.

2. This Writ Petition is filed seeking directions to the Debts Recovery Tribunal, Coimbatore to dispose of SA No.379 of 2021 within a stipulated time.

3. We are not aware of the pending matters before the concerned Debts Recovery Tribunal. The petitioner may make a request to the Debts Recovery Tribunal for expeditious disposal of the securitisation application. The Tribunal shall consider the said application on its own merits.

4. The petitioner is entitled to pray for interim orders before the Debts Recovery Tribunal, as may be permissible under law. In that event, all contentions are kept open.



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5. The Writ Petition is disposed of. There will be no order as to costs. Consequently, WMP No.23982 of 2023 is closed.

(S.V.G., CJ.)

(P.D.A., J.)

22.08.2023

Index : Yes/No
Neutral Citation : Yes/No
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AND
P.D.AUDIKESEVALU, J.

(tar)

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