



W.P.No.25085 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.09.2023

CORAM :

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

AND

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

W.P.No.25085 of 2023

1. Bharathi.R
2. Dhanalakshmi .. Petitioners

Vs.

1. The Registrar
Debts Recovery Tribunal III
Shastri Bhavan
Chennai 600 006.

2. Cholamandalam Investment and Finance
Company Ltd.
4th Floor at ASV Lotus Business Park
No.3/147, Pathari Road (Off Mount Road)
Thousand Lights
Chennai 600 006. .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Certiorari and Mandamus to call for the records pertaining to S.I.A.No.880 of 2023 in S.A.No.345 of 2023 on the file of Debts Recovery Tribunal III, Chennai and quash the order dated



W.P.No.25085 of 2023

11.07.2023 and consequently, direct the Debts Recovery Tribunal III, Chennai to hear and dispose of the S.I.A.No.880 of 2023 in S.A.No.345 of 2023 after providing an opportunity of hearing.

For the Petitioners : Mr.Niranjan Rajagopalan

For the Respondents : Mr.Kishore Balasubramanian
for Respondent-2

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.Niranjan Rajagopalan, learned counsel for the petitioners and Mr.Kishore Balasubramanian, learned counsel for the second respondent.

2. It is reported by learned counsel for the petitioners that the main appeal itself has been dismissed by the Debts Recovery Tribunal.

3. In view of that, the challenge to the interim order would not survive. The petitioners are at liberty to assail the subsequent order and in that event, the challenge to the present order is also kept open.



W.P.No.25085 of 2023

WEB COPY

4. The writ petition is disposed of. There will be no order as to costs. W.M.P.No.24509 of 2023 seeking permission to file a single writ petition is allowed and disposed of. W.M.P.Nos.24510 & 24513 of 2023 are closed.

(S.V.G., CJ.)

(P.D.A., J.)

11.09.2023

Index : Yes/No

Neutral Citation : Yes/No

kpl

To

The Registrar
Debts Recovery Tribunal III
Shastri Bhavan
Chennai 600 006.



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W.P.No.25085 of 2023

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

(kpl)

W.P.No.25085 of 2023

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