



WEB COPY



WP No.32338 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.03.2023

CORAM

THE HON'BLE MR. JUSTICE R. MAHADEVAN

AND

THE HON'BLE MR. JUSTICE MOHAMMED SHAFFIQ

W.P No. 32338 of 2019

R.Srinivasa Rao

.. Petitioner

Versus

1. The Registrar
The Debt Recovery Tribunal - II
Chennai

2.The Recovery Officer
The Debt Recovery Tribunal - II
Chennai

3.The Union of India
Chamiers Road Branch
Rep by its Assistant General Manager
No.67, Chamiers Road
Chennai – 600 018

4.S.Sundararaman

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus directing the second respondent to grant time for a period of 90 days to vacate the 2nd and 3rd Floor(Right Side) portions



WP No.32338 of 2019

in No.56/21, 1st Avenue, Shastri Nagar, Adyar, Chennai – 600 020, in considering the petitioner's representation dated 08.11.2019.

For Petitioner : No appearance
For Respondents : Tribunal for R1 & 2
Mr.N.Venkateswaran for R3
No appearance for R4

ORDER

(Order of the Court was made by **R. MAHADEVAN, J.**)

This Writ Petition has been filed seeking to issue a writ of mandamus, directing the second respondent to grant time for a period of 90 days to vacate the 2nd and 3rd Floor(Right Side) portions in No.56/21, 1st Avenue, Shastri Nagar, Adyar, Chennai – 600 020, by considering the petitioner's representation dated 08.11.2019.

2. When the matter was taken up, none appeared on behalf of the petitioner.

3. On the other hand, the learned counsel for the third respondent submitted that the relief sought herein has become infructuous, as the petitioner himself had removed all his belongings and vacated the subject premises on



WP No.32338 of 2019

01.03.2021 in the presence of the Advocate Commissioner and the possession was also handed over to the auction purchaser on 02.03.2021 itself. The learned counsel has also filed a memo dated 23.02.2023 to that effect.

4. In view of the above, this Court is of the opinion that no further order is required to be passed in this appeal, except recording the memo dated 23.02.2023 filed by the third respondent. Accordingly, this writ petition stands disposed of. No costs.

[R.M.D., J.] [M.S.Q., J.]
14.03.2023

Index : Yes / No
Speaking Order : Yes/No
dhk

To
1. The Registrar
Debt Recovery Tribunal - II
Chennai

2. The Recovery Officer
Debt Recovery Tribunal - II
Chennai

3. The Assistant General Manager
Union of India
Chamiers Road Branch
No.67, Chamiers Road
Chennai – 600 018



WEB COPY



WP No.32338 of 2019

**R. MAHADEVAN, J.
AND
MOHAMMED SHAFFIQ, J.**

dhk

WP No. 32338 of 2019

14.03.2023