



WEB COPY



W.P.No.29766 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.02.2023

CORAM :

THE HON'BLE MR. JUSTICE R. MAHADEVAN

AND

THE HON'BLE MR. JUSTICE MOHAMMED SHAFFIQ

W.P.No.29766 of 2018 &
W.M.P.Nos.34730 & 35334 of 2018

1.Mr.R.Selvamani
2.Mr.R.Murugadoss

... Petitioners

Vs.

1.M/s.Phoneic Arc Private Limited,
5th Floor Dani Corporate Park,
No.158, C.S.T. Road, Kalina,
Santacruz (E), Mumbai - 400 098,
Represented by its Authorized Officer,
Mr.Ajit Eewin.

2.M/s.Indian Bank,
Anna Nagar Branch,
Retd. by its Branch Manager,
Anna Nagar, Chennai - 600 040.

3.M/s.Aishwarya Enterprises,
Represented through its Proprietor,
Mrs.V.Unnamalai,
No.1, Gandhi Nagarm, Coimbatore - 641 603.

4.Chinnammal Agencies,
Represented through its Proprietor,
Mr.VR.K.Veerappan,
Coimbatore - 641 603.

5.VR.K.Veerappan

... Respondents



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WEB COPY Writ Petition filed under Article 226 of the Constitution of India seeking to issue a Writ of Mandamus, directing the first respondent not to evict the petitioners from their occupation and possession in rear portion of the 2nd floor of the building, situated at No.51, Malaya Perumal Street, Chennai - 600 001 without due process of law.

For petitioners : Mr.D.Munuswamy

For respondents : Mr.Jayavaramban
For M/s.Ramalingam and Associates
for R1

Mr.L.Sripathi for R2

No appearance for R3 & R4

ORDER

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

This writ petition has been filed for a direction to the first respondent not to evict the petitioners from their possession in the rear portion of the 2nd floor of the building, situated at No.51, Malaya Perumal Street, Chennai - 600 001 without due process of law.



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2. When the matter was taken up for hearing, the learned counsel for the petitioner submitted that it would suffice, if liberty is granted to the petitioner to approach the Debt Recovery Tribunal for appropriate relief.

3. Granting such liberty to the petitioner, the writ petition is disposed of. There is no order as to costs. Consequently, connected miscellaneous petitions are closed.

[R.M.D,J.] [M.S.Q, J.]
02.02.2023

r n s

Speaking Order

Internet : Yes.

Index : Yes.



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and
MOHAMMED SHAFFIQ, J.

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