



W.P.(MD) No.7633 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.04.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P.(MD) No.7633 of 2023
and
W.M.P.(MD) Nos.7104 & 7105 of 2023**

Dhandayudhapani

... Petitioner

-VS-

- 1.The Authorized Officer
ARM Branch
Circle Office Building
First Floor
Saint Marries Campus
Kizhavezhi Street
Madurai-625 001
- 2.The Chief Manager
Canara Bank
Aruppukottai Branch
Vadugar Kottai
Pandhalkudi Road
Aruppukottai
Virudhunagar District-625 101
- 3.Velmurugan



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4.Sandhamoorthy

5.Malairajan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus calling for the entire record pertaining to the impugned sale notice dated 30.01.2023 issued by the first respondent as well as the impugned sale certificate dated 20.02.2023 executed by the first respondent in favour of the third respondent and quash the same as illegal and consequently direct the respondents 1 and 2 to accept the amount paid fourth and fifth respondents on behalf of the writ petition impugned sale certificate dated 20.02.2023 executed by the first respondent in favour of the third respondent and close the loan account.

For Petitioner : Mr.PM.Vishnuvarathanan

For Respondents : Mr.R.Pandivel for R1 & R2

ORDER

[Order of the Court was made by R.SUBRAMANIAN, J.]

What is under challenge in this writ petition is the sale notice dated 30.01.2023, issued by the respondent – Bank.



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2. Learned counsel appearing for the respondent – Bank would submit that sale has already been taken place and certificate of sale has also been issued and registered.

3. Hence, we do not see any necessity to entertain this writ petition. Leaving it open to the petitioner to challenge the sale in the manner known to law, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

[R.S.M., J.]

[L.V.G., J.]

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NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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