



WMP(MD) No.7775 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Monday, the Seventeenth day of July Two Thousand and Twenty Three
PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR
and

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY
WMP(MD) No.7775 of 2023

IN
WP(MD) No.25126 of 2022

S.VIGNESWARI

... PETITIONER/PETITIONER

Vs

M/S. CHOLAMANDALAM INVESTMENT AND
FINANCE COMPANY LTD.,
RECOVERY MANAGER,
M. SARAVANAN

... RESPONDENT/RESPONDENT

Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to extension of time stipulated in the order dated 18.11.2022 in WP(MD).No.25126 of 2022 for paying the remainindg three installments of remaining amount.

Prayer in WP(MD). 25126/ 2022 :

To issue a Writ of Certuirarufued Mandamus to call for the records relating to the impugned order in Cr.M.P.No.1478/2022 dated 07.10.2022 on the file of the Learned Chief Judicial Magistrate, Madurai and quash the same as illegal and consequently forbear the respondent from in anyway dispossessing the petitioner from her residential house in Plot No.54, measuring 1369.375 Sq.ft comprised in survey no 266/2, 266/3, situated at Vadakarai Village, Thirumangalam Taluk, Thirumangalam Sub Division, Madurai South District.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.V.SANTHAKUMARESAN, Advocate for the petitioner and of MR.V.SUKUMAR, Advocate on behalf of the Respondent, the court made the following order:-

<https://www.mhc.tn.gov.in/judis>



WMP(MD) No.7775 of 2023

This petition is filed for extension of time stipulated by this Court vide order dated 18.11.2022 in W.P(MD)No.25156 of 2022.

2. As the petitioner has filed this extension petition stating that the petitioner was unable to mobilise funds within time, we gave time to pay the remaining amount. Despite giving time, the petitioner is not able to report compliance.

3. In such circumstances, we find no reason to exercise our discretion while exercising jurisdiction under Article 226 of the Constitution of India, to entertain this petition. Hence, this Writ Miscellaneous Petition is dismissed.

sd/-
17/07/2023

/ TRUE COPY /

/07/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PM

TO

M/S. CHOLAMANDALAM INVESTMENT AND FINANCE COMPANY LTD.,
RECOVERY MANAGER,
NO.2/3, G.V. TOWERS,
III FLOOR, MELAKKAL MAIN ROAD,
MADURAI 625 016

COPY TO

THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.



WMP(MD) No.7775 of 2023

+1. C.C. to M/S.V.SANTHAKUMARESAN Advocate SR.No.34528[F]

+1. C.C. to M/S.V.SUKUMAR Advocate SR.No.34668[F]

ORDER IN
WMP(MD) No.7775 of 2023
IN WP(MD) No.25126 of 2022
Date :17/07/2023

RS/VR/SAR-(24.07.2023) 3P 5C
Madurai Bench of Madras High Court is issuing
certified copies in this format from 17/07/2023