



W.P.(MD)No.12425 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.10.2023

C O R A M

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.(MD)No.12425 of 2021

Selvaraj, S/o.Late.Rengasamy

... Petitioner

-VS-

The Branch Manager,
Tamilnad Mercantile Bank, Theni Branch,
Theni.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondent to release and return the gold jewel pledged by the petitioner's sister Late.Murugeswari under Loan Account No.007700310102168 to petitioner, in the light of petitioner's representation dated 03.07.2021.

For Petitioner : Mr.R.Venkateswaran

For Respondent : Mr.N.Dilipkumar
Standing Counsel

ORDER

This Writ Petition was filed for issuance of Writ of Mandamus, directing the respondent to release and return the gold jewel pledged by the sister of the petitioner by considering the representation, dated 03.07.2021.

1/3



W.P.(MD)No.12425 of 2021

2. When the matter came up for hearing today, the learned counsel appearing on behalf of the petitioner submitted that the petitioner died during the pendency of this Writ Petition.

3. The learned Standing Counsel appearing on behalf of the respondent Bank submitted that the loan was given to the sister of the petitioner, namely, Murugeswari. This loan was settled by one Duraipandian. When this loan was given, no one was mentioned as the nominee. There is a dispute between the deceased petitioner and his sister and therefore, the respondent Bank was not in a position to hand over the pledged gold jewel to the petitioner.

4. In view of the above, nothing survives in this Writ Petition and accordingly, this Writ Petition is closed. No costs.

NCC : Yes/No
Index : Yes/No
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19.10.2023



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W.P.(MD)No.12425 of 2021

N.ANAND VENKATESH, J.

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W.P.(MD)No.12425 of 2021

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