



W.P.(MD) No.11178 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.06.2023

CORAM:

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

W.P.(MD) No.11178 of 2023
and
W.M.P.(MD) No.9773 of 2023

1.Malaiarasan

2.Valarmathi

... Petitioners

-VS-

The Authorized Officer
M/s.Canara Bank
Thirunagar Branch
Madurai

... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus calling for the order passed by the respondent bank in Ref;MDU/REC/SN/MAR/2022-23 dated 23.02.2023 quash the same as illegal and consequently direct the first respondent to forbear from evicting the petitioners from their only source of residence and livelihood without due process of law and further grant the petitioners time to pay back entire amount within a time limit as prescribed by this Court.



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For Petitioners : No appearance

For Respondent : Mr.P.Pethu Rajesh, Standing Counsel

ORDER

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

Learned counsel for the petitioners is absent.

2. Mr.P.Pethu Rajesh, learned Standing Counsel, appearing for the respondent – Bank, would submit that though the sale was fixed on 28.03.2023, it did not take place due to want of bidders. Hence, the very writ petition has become infructuous.

3. Recording the above submission of the learned Standing Counsel, this writ petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.] [L.V.G., J.]

01.06.2023

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NCC : Yes / No

Index : Yes / No

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