



W.P(MD)No.12528 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.06.2023

CORAM

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P(MD)No.12528 of 2023

and

W.M.P(MD)No.10587 of 2023

S.Edward Rajasekar

... Petitioner

Vs.

1.Indian Overseas Bank,
Represented by its Branch Manager,
Jamal Mohamed College Branch,
Trichy - 620 020.

2.Jaisankar Nirmala

3.Dorothy Maria Preethi

4.J.Ctherine Maria Suji

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 1st respondent to continue to freeze the current account bearing No. 046702000001136 of M/s. Maria Publishers Pvt Limited maintained with the 1st respondent by considering the Petitioners representation dated 12.05.2023.



W.P(MD)No.12528 of 2023

For Petitioners : Mr.S.Giritharan
For R1 : Mr.N.Dilip Kumar
Standing Counsel
For R2 to R4 : Mr.Niranjan S.Kumar

ORDER

The writ petition is totally misconceived. The relief sought is for a mandamus to direct the first respondent, Indian Overseas Bank, Trichy, to freeze a particular account of a company called M/s. Maria Publishers Pvt Limited, maintained in the first respondent branch. The petitioner had given a representation. The first respondent as a banker has a contractual relationship with its customers.

2. This Court cannot thrust any direction on the contract and direct a particular account should be frozen or should be operated in a particular manner. If the petitioner has grievance then let him approach the appropriate authorities to seek relief for his grievance. Filing a writ petition under Article 226 of the Constitution of India, certainly is not the answer.



W.P(MD)No.12528 of 2023

3. The learned counsel for the petitioner who appeared through video conference placed a request that he may be permitted to withdraw the writ petition. His colleague Mr.Manoj Kumar, learned counsel, is available in the court made an endorsement on behalf of the learned counsel for the petitioner.

4.In view of the submission and endorsement made, this writ petition stands dismissed as withdrawn. No costs. Consequently, connected miscellaneous petition stands closed.

19.06.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No

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C.V.KARTHIKEYAN, J.



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W.P(MD)No.12528 of 2023

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W.P(MD)No.12528 of 2023

19.06.2023