



W.P.(MD) No.15235 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.06.2023

CORAM:

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

**W.P.(MD) No.15235 of 2023
and
W.M.P.(MD) No.12848 of 2023**

Raman @ Ramu.T.

... Petitioner

-VS-

1.Canara Bank
represented by Chief Manager /
Authorised Officer
Asset Recovery Management Branch
Madurai District

2.The Branch Manager
Canara Bank
Battlagundu Branch
Dindigul-624 202

3.The Chief Judicial Magistrate
Dindigul

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the impugned order dated 24.03.2023 passed in Cr.M.P.No.1910 of 2023, on the file of the third respondent herein and to quash the same as illegal.

For Petitioner : Mr.C.Sundaravadivel

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

ORDER

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

The order of the learned Chief Judicial Magistrate, Dindigul, dated 24.03.2023, passed in Cr.M.P.No.1910 of 2023, under Section 14 of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, is under challenge in this writ petition.

2. Mr.R.Pandivel, learned counsel appearing for the respondent – Bank, would submit that the secured asset has already been sold and possession has also been taken by the respondent – Bank.



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3. Hence, this writ petition is dismissed leaving it open to the petitioner to approach the jurisdictional Debts Recovery Tribunal. No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

27.06.2023

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

krk

To:
The Chief Judicial Magistrate,
Dindigul.



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