



W.P.(MD)No.19889 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 16.08.2023

CORAM

THE HONOURABLE **MR.JUSTICE S.S.SUNDAR**

and

THE HONOURABLE **MR.JUSTICE D.BHARATHA CHAKRAVARTHY**

W.P(MD)No.19889 of 2023

and

W.M.P(MD)Nos.16420 & 16422 of 2023

Mr.Ibid Vino S.D.,

... Petitioner

Vs.

- 1.The Authorized Officer,
Varthana Finance Private Limited,
(Formerly known as Thirumeni
Finance Private Limited)
No.115, 4th Floor, Sarva Centre,
37 Palanganatham Main Road,
Madurai-625 003.
- 2.The Branch Manager,
Varthana Finance Private Limited,
(Formerly known as Thirumeni Finance
Private Limited),
Madurai Brach,
No.115, 4th Floor, Sarva Center,
37 Palanganatham Main road,
Madurai-625 003.

... Respondents



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Prayer: Writ Petition filed under Article 226 of Constitution of India, to issue a Writ of Certiorari, calling for the records of the impugned order passed by the learned Chief Judicial Magistrate, Kanyakumari District at Nagercoil in CrI.M.P.No.2377 of 2023, dated 18.03.2023 and quash the same as illegal.

For Petitioner : Mr.J.Karthick

ORDER

(Order of the Court was made by **S.S.SUNDAR, J.**)

The Writ Petition is filed challenging the impugned order passed by the learned Chief Judicial Magistrate, Kanyakumari District at Nagercoil in CrI.M.P.No.2377 of 2023, dated 18.03.2023

2. The learned counsel for the petitioner states that the Presiding Officer, Debt Recovery Tribunal is on leave. He further states that even before the Debt Recovery Tribunal he filed an application and he will show his bonafide by depositing some amount.



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3. In the said circumstances, this writ petition is disposed of with a direction to the petitioner to approach the Debt Recovery Tribunal as against the order impugned in the writ petition in the manner known to law. No costs. Consequently, connected miscellaneous petitions are also closed.

4. In the meantime, the respondents shall maintain status quo as on date for a period of one week from today.

[S.S.S.R., J.] [D.B.C., J.]
16.08.2023

NCC : Yes / No
Index : Yes / No
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D.BHARATHA CHAKRAVARTHY, J.

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