



W.P(MD)No.20020 of 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.08.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.20020 of 2015
and
M.P.(MD)Nos.1 & 2 of 2015

V.Rethinam

... Petitioner

Vs.

1.The Manager,
Tamil Nadu Ware Housing Corporation
Aranthangi Ware House,
Opp to Railway Station,
Aranthangi,
Pudukkottai District.

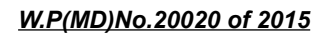
2.The Authorised Officer,
IDBI Bank,
Aranthangi Branch,
Pudukkottai District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records relating to the impugned auction notice dated 29.10.2015 issued by the 2nd respondent and quash the same.

For Petitioner : Mrs.Porkodi Karnan

For Respondents : No appearance



Heard the learned counsel appearing for the petitioner reports no instructions.

2. The petitioner purchased gingelly seeds and kept the same with the first respondent and obtained receipt. Based on the same, the petitioner borrowed loan from the second respondent to the tune of Rs.12,00,000/-. It is known as ware house receipt loan. The market rate fell drastically. The second respondent demanded a sum of Rs.4,00,000/- as margin money. The petitioner could not comply with the same. Hence, the impugned auction sale notice was issued. It is under challenge in this writ petition.

3. The issue is covered duly by the contractual terms and conditions. The question of writ Court interfering in this matter does not arise at all.

4. The Writ Petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

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Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

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