



W.P.(MD) No.21377 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.09.2023

CORAM:

**THE HONOURABLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE
and
THE HONOURABLE MR.JUSTICE C.KUMARAPPAN**

W.P.(MD) No.21377 of 2023

Dhanalakshmi

... Petitioner

-vs-

The Branch Manager
Punjab National Bank
Dalmyapuram
Lalgudi Taluk
Trichy District

... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondent to cancel the memorandum of deposit of title deed registered as document No.1910/2005, on the file of the Sub Registrar, Pullambadi, and return all original documents in respect of the property comprised in Survey Nos.262/9A & 2A, situated at Kallakudi Village, Lalgudi Taluk, Trichy District, furnished vide the said date by considering the petitioner's representation dated 13.07.2023.



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For Petitioner : Mr.T.Lenin Kumar

For Respondent : Mr.V.Balasubramanian
Standing Counsel

ORDER

[Order of the Court was made by The Hon'ble CHIEF JUSTICE]

We have heard Mr.T.Lenin Kumar, learned counsel appearing for the petitioner and Mr.V.Balasubramanian, learned Standing Counsel, appearing for the respondent – Bank.

2. Learned counsel for the petitioner submits that the petitioner is ready to pay the entire loan amount and clear off her liability under the memorandum of mortgage.

3. Learned Standing Counsel appearing for the respondent – Bank submits that the moment the loan account is cleared and the loan amount is deposited by the petitioner, the respondent – Bank would release the documents of title in favour of the petitioner.



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4. In fact, there does not appear to be any dispute between the parties. The petitioner may discharge the liability. Upon discharge of the liability, the respondent – Bank is certainly duty bound to release the documents of title to the petitioner.

5. The writ petition is accordingly disposed of. No costs.

[S.V.G., .C.J.]

[C.K., J.]

01.09.2023

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

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THE HONOURABLE CHIEF JUSTICE
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C.KUMARAPPAN, J.

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