



W.P(MD)No.25679 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.01.2023

CORAM :

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR
and
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

W.P(MD)No.25679 of 2022
and
WMP(MD)Nos.19788 and 19790 of 2022

Anburaj

... Petitioner

vs.

1. The Authorised Officer,
CSB Bank Ltd.,
Formerly Catholic Syrian Bank,
Asset Recovery Branch,
2nd Floor, Shiva Complex,
No.54, Old Post Office Road,
Coimbatore-641018.

2. The Branch Manager,
CSB Bank Ltd.,
Formerly Catholic Syrian Bank,
Tuticorin Branch,
Tuticorin.

3. P.Susela Devi

... Respondents



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PRAYER : Writ Petition filed under Article 226 of the Constitution of India, for issuance of a Writ of Certiorarified Mandamus, to call for the records of the 1st respondent's e-auction sale notice dated 11.10.2022 and quash the same as devoid of merits with reference to Door No.2A/3, 1st Floor, Krishnarajapuram 6th Street, Tuticorin Taluk and consequently direct the 1st respondent to restore the possession of the above residence with the petitioner with immediate effect.

For Petitioner	: Mr.T.Ramasamy
For R1 & R2	: Mr.R.Pandivel, Standing Counsel
For R3	: Mr.H.Velavadhas

ORDER

(Order of the Court was made by D.KRISHNAKUMAR, J.)

Challenging the E-auction sale notice dated 11.10.2022, this writ petition is filed.

2. Learned counsel for the respondent Bank submitted that the sale as scheduled was not held for want of bidders and therefore, the prayer in this writ petition has become infructuous.



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WEB COPY 3. Recording the said submission, the Writ Petition is dismissed as infructuous with liberty to the petitioner to approach the Debts Recovery Tribunal for appropriate remedy. No costs. Consequently, connected miscellaneous petitions are closed.

[D.K.K.,J.] & [R.V.,J.]
25.01.2023

Index : Yes / No
Internet : Yes
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D.KRISHNAKUMAR, J.
and
R.VIJAYAKUMAR, J.

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ORDER MADE IN
W.P(MD)No.25679 of 2022
DATED : 25.01.2023