



WEB COPY

W.P.(MD) No.26962 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.12.2023

CORAM:

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN**

**W.P.(MD) No.26962 of 2022
and
W.M.P.(MD) No.21129 of 2022**

1.N.Malarvizhi

2.M.Neelakumar

... Petitioners

-VS-

1.The Authorized Officer
Indian Bank
Trichy Main Branch
128, Big Bazaar Street
Trichy-620 020

2.A.Tamilan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of declaration to declare that the auction sale deed executed by the first respondent on 20.05.2020 as null and void and not in conformity with the



W.P.(MD) No.26962 of 2022

WEB COPY

Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, inconsequently direct the respondents and to restore the auctioned property land situated at Thiruchirapalli District and Taluk, K.Sathanur SRO, Kottapattu Village, Ayan punja Survey No.142/1 Part and some other lands together was plotted out into house sites, layout formed and name as 'ARO Nagar' in which an extent of 5279.5 sq.ft., bearing Plot No. 7A, with house building 4244 sq.ft., in favour of the petitioners.

For Petitioners : No appearance

For Respondents : Mr.R.Pandivel for R1

ORDER

[Order of the Court was made by S.M.SUBRAMANIAM, J.]

When the matter came up for hearing on 20.12.2023, there was no representation on behalf the writ petitioners and hence, it was posted today under the caption "For Dismissal". Even today, when the matter was taken up for hearing, there was no representation for the writ petitioners. In such circumstances, this Court has no other option except to dismiss the writ petition for non-prosecution.



WEB COPY



W.P.(MD) No.26962 of 2022

2. Accordingly, the writ petition is dismissed for non-prosecution.

No costs. Consequently, connected civil miscellaneous petition is closed.

[S.M.S., J.]

[V.L.N., J.]

21.12.2023

(2/2)

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

krk



WEB COPY



W.P.(MD) No.26962 of 2022

S.M.SUBRAMANIAM, J.
and
V.LAKSHMINARAYANAN, J.

krk

W.P.(MD) No.26962 of 2022
and
W.M.P.(MD) No.21129 of 2022

21.12.2023

(2/2)