



W.P.(MD)No.27585 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.11.2023

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

AND

THE HONOURABLE MR.JUSTICE V.LAKSHMINARAYANAN

W.P.(MD)No.27585 of 2023

and

W.M.P.(MD)No.23689 of 2023

1.A.Sugathan
2.Sheela Sugathan

... Petitioners

Vs.

The Authorized Officer,
The Tamilnad Mercantile Bank Ltd.,
17/92, Trivandrum Main Road,
Padanthalumoodu Branch,
Kanyakumari District-629 163.

...Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, to call for the records sale notice for sale of immovable property dated 03.11.2023 issued by the respondent herein Authorized Officer, Tamilnad Mercantile Bank Ltd., Padanthalumoodu Branch, Kanyakumari District and quash the same.



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For Petitioners : Mr.J.Gunaseelan Muthiah

For Respondent : Mr.P.Pethu Rajesh

ORDER

(Order of the Court was made by ***V.LAKSHMINARAYANAN, J.***)

The order under challenge is the sale notice issued by the Financial Institution, namely, Tamilnad Mercantile Bank Ltd.. An appeal lies to the jurisdictional Debts Recovery Tribunal as against this order under Section 17 of SARFAESI Act. Therefore, ten (10) days time is granted to the petitioners to approach the jurisdictional Debts Recovery Tribunal for the purpose of obtaining any interim relief. Accordingly, this Writ Petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

(S.M.S., J.) & (V.L.N., J.)

21.11.2023

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

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