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Contempt Petition No.1201 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.06.2024

CORAM:

THE HON'BLE MR.JUSTICE M.DHANDAPANI

Contempt Petition No.1201 of 2024

Samiyathal

... Petitioner

Vs.

Thiru.P.Jayaram,
The Branch Manager,
(Assistant General Manager)
Erode Branch Office,
D-48, State Bank Road,
Erode – 638 001.

... Respondent

Prayer :

Contempt petition filed under Section 11 of the Contempt of Courts Act praying to punish the respondent for disobeying the order of this Hon'ble Court dated 20.06.2023 passed in W.P.No.17920 of 2023.

For Petitioner : M/s.S.Kaithamalai Kumaran
For Respondent : Mr.M.L.Ganesh

O R D E R

This contempt petition is filed alleging willful disobedience of the



Contempt Petition No.1201 of 2024

order dated 20.06.2023 made in W.P.No.17920 of 2023.

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2.The petitioner filed W.P.No.17920 of 2023 stating that one K.Thangaiammal who left her husband 50 years ago, had been taken care by her sister's son Ramasamy. The said Thangaiammal had opened a Fixed Deposit Account for a sum of Rs.2,90,000/- on 24.02.2022 by appointing the said Ramasamy as her nominee. However, said Thangaiammal predeceased her nominee Ramasamy. After the demise of said Ramasamy, the petitioner who is the wife of Ramasamy made a representation to the respondent seeking to refund the deposit amount in her favour along with all necessary documents, for which, the respondent has sent a reply stating that since the depositor had predeceased the nominee, only the legal heirs of the depositor would be entitled to get back the deposit amount and also directed to obtain succession certificate and prayed for a direction to the respondent to consider her representation.

3.This Court vide order dated 20.06.2023 issued direction to the respondent to consider the petitioner's representation and to pass appropriate orders.



Contempt Petition No.1201 of 2024

WEB COPY

4.It is represented by the learned counsel appearing for the petitioner that till date, the respondent has not passed any order.

5.The learned counsel for the respondent submitted that pursuant to the order dated 20.06.2023 passed by this Court in W.P.No.17920 of 2023, the respondent passed an order dated 12.10.2023 stating that the respondent will not be in a position to accord sanction for the petitioner's representation to release the fixed deposit to her unless a succession certificate or any specific order directing the Bank to release the deposit in her favour is produced and suppressing the same, the petitioner has filed this contempt petition.

6.In view of the above, there is no willful disobedience and this Contempt Petition is closed.

07.06.2024

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Index: Yes/No

Speaking Order: Yes/No

3/4



NCC: Yes/No

WEB COPY



Contempt Petition No.1201 of 2024

M.DHANDAPANI,J.

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**Contempt Petition
No.1201 of 2024**

07.06.2024

4/4