



P.No.4028 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED : 03.07.2024

CORAM

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

WP.No.4028 of 2024

Indian Overseas Bank,
Asset Recovery Management Branch,
No.11/952,Cross Cut Road,
Gandhipuram, Coimbatore-641 012.
Rep., by its Chief Manager

.. Petitioner

Versus

1. The Sub Registrar,
Sulur, Palladam Taluk,
Coimbatore District.
- 2.M/s Sri Ganesha Textiles,
Rep., by its Proprietor Mr.C.Chinnaiyan,
No.642-A, Indira Nagar, Unjapalayam,
Coimbatore-641 668.
- 3.M/s Sri Ganesha Fabrics,
Rep., by its Proprietor Mr.C.Ponnusamy,
No.642-A, Indira Nagar, Unjapalayam,
Coimbatore-641 668.
- 4.C.Chinnaiyan, S/o Chinnaiya Gouder,
No.642-A, Indira Nagar, Unjapalayam,
Coimbatore-641 668.
- 5.C.Ponnusamy, S/o Chinnaiya Gouder,
No.642-A, Indira Nagar, Unjapalayam,
Coimbatore-641 668.



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6.Dhanalakshmi

7.Suresh

8.Madhumetha

9.Udaygiri Ramesh

10.S.Mahesh Kumar

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the first respondent to register the sale certificate dated 08.11.2022 issued by the petitioner-Bank in favour of the auction purchaser/tenth respondent.

For Petitioner : Mr.M.L.Ganesh

For Respondents : Mr.R.Ramanlaal,
Additional Advocate General.
Assisted by Mr.B.Vijay,
Additional Government Pleader for R1

No appearance for R2 to R10

ORDER

Writ Petition has been filed seeking to issue a direction to the first respondent to register the sale certificate dated 08.11.2022 issued by the petitioner-Bank in favour of the auction purchaser/tenth respondent.

2.Heard both sides and perused the materials placed on record.



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7. Mere attachment of the properties will not come in the way of registration of subsequent document since the mortgage is prior to the attachment which culminated in the sale certificate. Therefore, the petitioner is directed to present the document. On presentation of document with the first respondent , viz., Sub Registrar, Sulur, Palladam Taluk, Coimbatore, he shall register the document as per law.

8.The writ petition stands disposed of accordingly. No costs.

03.07.2024

raa

Internet :Yes/No

Internet : Yes/No

Neutral Citation : Yes/No

To

The Sub Registrar,
Sulur, Palladam Taluk,
Coimbatore District.



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N. SATHISH KUMAR, J.

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