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W.P.Nos.23736 and 23738 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.09.2024

CORAM:

THE HONOURABLE MR.JUSTICE KRISHNAN RAMASAMY

WP.Nos.23736 & 23738 of 2024
and
WMP.Nos.25977 and 25979 of 2024

K.Giridharan

Petitioner in W.P.No.23736
of 2024

R.Venkatramanan

Petitioner in W.P.No.23738
of 2024

...Vs...

1. The Tax Recovery Officer-4, Chennai
No.121, Mahatma Gandhi Road
Chennai- 600034.

2. P.Balraaj

3. M/s.Melongos India Private Limited
Represented by its Authorized Signatory
Mr.B.S.Mohan
Lenin Nagar, No.16, Corner Road
Ambattur, Chennai-600053.

4. Sub-Registrar, Avadi
43FH & 46Q, Anna Nagar Main Road,
Modern City, Deena Dayalan,
Pattabiram, Tamil Nadu 600054.

... Respondents
in both W.P.'s



W.P.Nos.23736 and 23738 of 2024

Prayer in both W.P.'s:- These Writ Petitions are filed, under Article 226 of the Constitution of India, for issuance of Writ of Certiorarified Mandamus to call for the records on the file of the 1st Respondent in ITBA/COM/F/17/2023-24/1054540857(1) and quash the impugned order dated 24.07.2023 passed by the 1st Respondent and subsequently direct the 4th Respondent to strike the name of the 1st Respondent from the encumbrance certificate with respect of the immovable property situated at Plot No.15, "Thai Alamelumangai Nagar-Extension" in all of an extent of about 1003 sq.ft. earlier comprised in Survey No.156/8A1A1A1(part) situated in Pallakazhani Village, Avadi Taluk, Thiruvallur District as illegal, arbitrary and violative of principles of natural justice.

For Petitioner : Mr.Sivaraman
(in both W.P.'s)
For Respondent : Mr.V.Mahalingam
(in both W.P.'s) Senior Standing Counsel (R1)
Assisted by Mrs.S.Premalatha
Junior Standing Counsel

COMMON ORDER

When these matters are taken up for hearing, the learned Senior Standing Counsel appearing for the 1st Respondent submitted that impugned attachment order dated 24.07.2023 passed by the 1st Respondent has been lifted and therefore nothing survives for adjudication



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in this Writ Petition.

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3. The learned Senior Standing Counsel for the Respondents also accepted the said contention.

4. In view of the submission made by the learned counsel appearing on either side, these Writ Petitions are dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are closed.

27.09.2024

Index:Yes/No

Web:Yes/No

Speaking/Non Speaking

Neutral Citation: Yes/No

arr

To

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KRISHNAN RAMASAMY, J.

arr

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