



W.P.No.26632 of 2022

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11.01.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

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1. M/s. Hotel Radha Prasad
Rep. by its Managing Director/Partner R.R.Prasad
No.344, Brough Road
Erode 638 001.

2. R.Radha
3. R.R.Prasad
4. P.Keerthiprasad
5. R.Savithri

.. Petitioners

Vs.

M/s. City Union Bank Ltd.
Credit Recovery and Management Department
"Narayana", Administrative Office
No.24-B, Gandhi Nagar
Kumbakonam 612 001
Rep. by its Authorised Officer
V.Ganesan

.. Respondent

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the Hon'ble Chief Judicial Magistrate, Erode to entertain the returned petition dated 21.09.2022



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filed by the petitioners herein Diary No.2112 of 2022 on its re-submission in view of the newly inserted and Notified Chapter IVA of SARFAESI Act with effect from 24.01.2020 which mandates the compulsory registration of security interest with Central Registry as established by the Central Government before invoking Chapter-III of the SARFAESI Act.

For the Petitioners : Mr.P.S.Raman
Senior Counsel
For Mr.T.R.Sundaram

For the Respondent : Ms.Ananda Gomathy

ORDER
(Made by the Hon'ble Chief Justice)

We have heard Mr.P.S.Raman, learned Senior Counsel for Mr.T.R.Sundaram, learned counsel for the petitioners and Ms.Ananda Gomathy, learned counsel for the respondent.

2. Learned Senior Counsel for the petitioners submits that the objections raised in the writ petition would be raised by the petitioners in the pending Securitisation Application and seeks leave to withdraw the writ petition.



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3. The writ petition, as such, stands disposed of as withdrawn.
There shall be no order as to costs. Consequently, W.M.P.Nos.25679
and 25681 of 2022 are closed.

(S.V.G., CJ.)

(D.B.C., J.)

11.01.2024

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

Mr.V.Ganesan
Authorised Officer
M/s. City Union Bank Ltd.
Credit Recovery and Management Department
"Narayana", Administrative Office
No.24-B, Gandhi Nagar
Kumbakonam 612 001



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THE HON'BLE CHIEF JUSTICE
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