



WP No.31626 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.02.2024

CORAM

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

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

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M/s.Jai Mata Agro Industries
Rep. by its Partner, Mr.Ashok Kumar
Bharadwaj No.28A and B, L.G.Nagar,
Meena Estate, Coimbatore 641 028.

.. Petitioner

-VS-

1. The Registrar,
Debt Recovery Appellate Tribunal,
Chennai.

2. M/s.U.V.Assets Reconstruction Company
Ltd., Rep. by its Authorized Officer,
1304, 13th Floor, Chirajv Tower, 34, Nehru
Place, New Delhi 110 019.

3. Seva Roller Flour Mills
Proprietorship Firm, Rep. by its
Proprietor, M.Prashanth.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for the records pertaining to the order dated 03.03.2023 passed by the 1st Respondent in AIR(SA) 425/2022 and to quash the same and consequently direct the 1st Respondent to number the appeal in AIR(SA) 425/2022 within a time limit as fixed by this Court.



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For the Petitioner : Mr.V.Vasanthakumar
for Mr.R.Syed Mustafa

For the Respondents : R-1 Tribunal
: Mr.P.S.Ganesh for R-2
: No appearance for R-3

* * * * *

ORDER

(Made by the Hon'ble Chief Justice)

We have heard Mr.V.Vasanthakumar, learned counsel for the petitioner and Mr.P.S.Ganesh, learned counsel for respondent No.2.

2. The learned counsel for the petitioner submits that the petitioner has subsequently filed a Chamber Appeal against the order impugned in the present writ petition.

3. As the petitioner has already filed a Chamber Appeal, the present petition now would not be tenable. The petitioner may prosecute the Chamber Appeal as may be permissible under law.



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The writ petition as such is disposed of. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

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Index : Yes/No

Neutral Citation : Yes/No

sra

To

1. The Registrar,
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