



WEB COPY



W.P.No.36651 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.12.2024

CORAM :

THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.36651 of 2024

&

W.M.P.Nos.39529 & 39530 of 2024

E.S.Bhaskar

.. Petitioner

Vs.

1. M/s. The South Indian Bank Ltd.

Regional Office at

No.43, Ground Floor, Hameedia Centre

Haddows Road, Nungambakkam

Chennai 600 006

Rep. by its Chief Manager Krishnakumar Menon P.K.

2. The Chief Metropolitan Magistrate

The Chief Metropolitan Magistrate Court

At Egmore, Chennai 600 008.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking a writ of Certiorarified Mandamus to call for the records of the 2nd respondent order made in Crl.M.P.No.31307 of 2024 dated 13.08.2024 and to quash the same on the ground of it being ultra vires, arbitrary



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exercise of power, violation of principles of natural justice and consequently to declare that the action initiated by the 1st respondent bank under Section 14 of the SARFAESI Act in respect of the property situated at No.6A, Palvadi Street Extension, Nerkundram Village, Ambattur Taluk, Tiruvallur District as ultra vires.

For Petitioner : Mr.J.Arun Prasad

For Respondents : Mr.M.L.Ganesh
for Respondent-1

ORDER

(Order of the Court was made
by the Hon'ble Chief Justice)

Counsel for petitioner sought leave to withdraw the petition and states that he shall approach the Debts Recovery Tribunal.

2. The writ petition is dismissed as withdrawn. There shall be no order as to costs. Consequently, the interim applications also stand dismissed.

(K.R.SHRIRAM, CJ)

(SENTHILKUMAR RAMAMOORTHY,J.)

04.12.2024



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Index : Yes/No
Neutral Citation : Yes/No
kpl

To

1. The Chief Manager
Krishnakumar Menon P.K.
M/s. The South Indian Bank Ltd.
Regional Office at
No.43, Ground Floor, Hameedia Centre
Haddows Road, Nungambakkam
Chennai 600 006.
2. The Chief Metropolitan Magistrate
The Chief Metropolitan Magistrate Court
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THE HON'BLE CHIEF JUSTICE
AND
SENTHILKUMAR RAMAMOORTHY,J.

(kpl)

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