



W.P.(MD) No.1531 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.02.2024

CORAM:

THE HONOURABLE **MR.JUSTICE D.KRISHNAKUMAR**

AND

THE HONOURABLE **MR.JUSTICE R.VIJAYAKUMAR**

W.P.(MD)No.1531 of 2024

and

W.M.P.(MD)Nos.1536 and 1538 of 2024

M.Selvarani

... Petitioner

-Vs-

Authorized Officer,
Union Bank of India,
No.3/288, K.K.Road, Sayalgudi,
Ramanathapuram-623120.

... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, to call for the records relating to the impugned sale notice dated 03.01.2024 fixing the sale on 25.01.2024 issued by the respondent herein and quash the same.

For Petitioner : Mr.T.Lajapathi Roy, Senior Counsel,

For Mr.C.Meenakshi Rama Prabhu

For Respondent : Mr.V.Balasubramaniam



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ORDER

[Order of the Court was made by *D.KRISHNAKUMAR, J.*]

The sale notice issued by the respondent dated 03.01.2024, fixing the date of sale on 25.01.2024, is under challenge in this Writ Petition.

2. According to the petitioner, the petitioner has settled the entire outstanding amount of Rs.7,49,500/- (Rupees Seven Lakhs Forty Nine Thousand and Five Hundred Only) to the respondent Bank and therefore, she is entitled for return of original documents.

3. Considering the nature of prayer sought for in this Writ Petition, we are of the view that the prayer has become infructuous. However, the petitioner claims that she has settled the entire outstanding amount. Therefore, the petitioner is at liberty to make a representation before the respondent Bank seeking for return of original documents and on receipt of such representation, the respondent Bank shall consider the same and pass appropriate orders on merits and in accordance with law.



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4. With the above observation, this Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

[D.K.K., J.] & [R.V., J.]
27.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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