



W.P(MD) Nos.5043 & 5044 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 19/12/2024

CORAM

**THE HON'BLE MR.K.R.SHRIRAM, CHIEF JUSTICE
AND
THE HON'BLE MRS. JUSTICE L.VICTORIA GOWRI**

**W.P(MD). Nos.5043 & 5044 of 2023
and
W.M.P(MD)Nos.4716, 4717, 4721 & 4724 of 2023**

W.P(MD). No.5043 of 2023

1.M/s.Nayagi Fireworks Private Limited,
Rep. by its Director,
Mr.V.Alagarsamy,
No.4/128, T.Kattanaseval Street,
Sivakasi,
Virudhunagar District.

2.V.Alagarsamy

3.V.Kesavan

... Petitioners

Vs

1. The Authorized Officer,
State Bank of India,
Stressed Assets Recovery Branch (SARB),
No.8, Dr.Ambedkar Road,
First Floor, Vinayaga Nagar Branch,
Madurai - 625 020.

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2. The Branch Manager,
State Bank of India,
Sivakasi SME Branch,
Sudar Complex, Velayutham Road,
Sivakasi - 626 123.

3. Samuthirakkani,

4. M/s. Pandyan Pyrotechnics,
R/o, 7-203, Gangaraikotai,
Sattur - 626 201,
Virudhunagar District..

5. The Sub Registrar,
Sub Registrar Office,
Sattur,
Virudhunagar District.

6. The Sub Registrar,
Sub Registrar Office,
Sivakasi,
Virudhunagar District.

... Respondents

PRAYER :- Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Certiorarified Mandamus, calling for the records of the 1st respondent impugned Sale Certificates dated 01.02.2023 and 10.02.2023 in respect of Property ID - SBIN88624288053 and Property ID - SBIN88624288055 quash the same and consequently forbearing the 5th and 6th respondents by any registering the Sale Certificate dated 01.02.2023 in respect of Property ID - SBIN88624288053 and Property ID – SBIN88624288055.

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Sudar Complex, Velayutham Road,
Sivakasi - 626 123.

3. K.Prabakar

4. The Sub Registrar,
Sub Registrar Office,
Sattur,
Virudhunagar District.

... Respondents

PRAYER :- Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Certiorarified Mandamus,

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calling for the records of the 1st respondent impugned Sale Certificates dated 01.02.2023 in respect of Property ID - SBIN88532714290 quash the same and consequently forbearing the 4th respondent by any registering the Sale Certificate dated 01.02.2023 in respect of Property ID - SBIN88532714290.

In both writ petitions

For Petitioners : Mrs.S.Mahalakshmi

For Respondents : Mr.N.Dilip Kumar, - for R1 & R2

Standing Counsel

COMMON ORDER

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

Counsel for petitioners seeks leave to withdraw the petitions since the petitioners have already filed SARFAESI Appeal before the Debts Recovery Tribunal.



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2. Writ Petitions are dismissed as withdrawn. All rights and contentions kept open. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

(K.R.SHRIRAM, C.J.)

(L.VICTORIA GOWRI, J.)

19.12.2024

NCC : Yes/No
Index : Yes/No
RM



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To

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3.The Sub Registrar,
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Sivakasi,
Virudhunagar District.

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THE HON'BLE CHIEF JUSTICE

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