



W.P(MD)No.17885 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 31.07.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.17885 of 2024

P.R.B.Archana

... Petitioner

Vs.

1.The District Magistrate cum
District Collector,
Tiruchirappalli,
Tiruchirappalli District.

2.The Authorized Officer,
Canara Bank,
Asset Recovery Management Branch,
Trichy.

3.The Tahsildar,
Thiruchirappalli West,
Thiruchirappalli District.

4.The Tahsildar,
Thiruchirappalli East,
Thiruchirappalli District.

5.The Inspector of Police,
Thillai Nagar Police Station,
Tiruchirappalli District.

6.The Inspector of Police,
K.K.Nagar Police Station,
Tiruchirappalli District.

... Respondents



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Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 2 to 6 to take physical possession of the secured asset bearing Plot No.70 situated in “Lourdusamy Pillai Colony” comprised in Ayan Punja S.F.No.205/1, 205/3, 205/4, 205/5, 205/7, K.Abisekapuram Village, Thiruchirappalli Taluk, Thiruchirappalli District measuring 2,975 square feet and hand over it to the petitioner by implementing the order passed by the first respondent in R.C.G5/15776/2019 dated 28.05.2023 within a time frame fixed by this Court.

For Petitioner : Mr.R.J.Karthick

For Respondents : Mr.K.Balasubramani
Special Government Pleader
for R.1, R.3 & R.4

Mr.C.Deepak for R.2

Mr.A.Albert James
Government Advocate (Criminal Side)
for R.5 & R.6

ORDER

Heard both sides.

2.The petitioner had obtained order under Section 14 of the SARFAESI Act from the first respondent on 28.05.2023. The grievance of the petitioner is that till date the third respondent has not implemented



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the same. The third respondent will find out if the order dated 28.05.2023 has been stayed or set aside. If it is not been stayed or set aside within a period of six weeks from the date of receipt of a copy of this order, it is the duty of the fourth respondent to implement the same.

3.Directing the fourth respondent to implement the petition mentioned order passed by the first respondent if the stay is not obtained within the aforesaid time limit, this writ petition is allowed. There shall be no order as to costs.

31.07.2024

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

To

1.The District Magistrate cum
District Collector,
Tiruchirappalli,
Tiruchirappalli District.

2.The Tahsildar,
Thiruchirappalli West,
Thiruchirappalli District.

3.The Tahsildar,
Thiruchirappalli East,
Thiruchirappalli District.



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4.The Inspector of Police,
Thillai Nagar Police Station,
Tiruchirappalli District.

5.The Inspector of Police,
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