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W.P.(MD) No.22178 of 2023

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 03.01.2024**

**CORAM:**

**THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR  
and  
THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

**W.P.(MD) No.22178 of 2023**

**and**

**W.M.P.(MD) No.18472 of 2023**

M.Sivaramalingam

... Petitioner

-VS-

M/s.India Infoline Housing Finance Ltd.,  
rep.by its Authorized Officer  
C.Bharanitharn  
S/o.RM.Chidambaram  
Office at No.58, First Floor  
Aabove Puppy's Bakery  
No.80 Feet Road  
Anna Nagar  
Madurai-625 020

... Respondent

**PRAYER:** Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the entire records connected with the order in Cr.M.P.No.484 of 2023, dated 24.07.2023, passed by the learned Chief Judicial Magistrate, Madurai and quash the same.



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For Petitioner : Mr.S.Malaikani

For Respondent : No appearance

**ORDER**

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

The order dated 24.07.2023, passed in Cr.M.P.No.484 of 2023, by the learned Chief Judicial Magistrate, Madurai, under Section 14 of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, is under challenge in this writ petition.

**2.** On 12.09.2023, when the matter came up for admission, this Court has granted an order of interim stay.

**3.** It is to be noted that the petitioner is having efficacious alternative remedy of approaching the jurisdictional Debts Recovery Tribunal for redressal of his grievance. Therefore, we are not inclined to entertain this writ petition.



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**4.** Granting liberty to the petitioner to approach the jurisdictional Debts Recovery Tribunal within a period of three weeks from the date of receipt of a copy of this order for redressal of his grievance in the manner known to law, this writ petition is disposed of. The order of interim stay granted by this Court shall be in force till such time. No costs. Consequently, connected miscellaneous petition is closed.

**[D.K.K., J.]**

**[R.V., J.]**

**03.01.2024**

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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To:

1.The Chief Judicial Magistrate,  
Madurai.

2.The Debts Recovery Tribunal,  
Madurai.



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**D.KRISHNAKUMAR, J.**  
**and**  
**R.VIJAYAKUMAR, J.**

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