



W.P.No.11415 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.07.2025

CORAM :

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

AND

THE HON'BLE MR.JUSTICE SUNDER MOHAN

W.P.No.11415 of 2024

S.S.Mukthar Ahamed

.. Petitioner

Vs.

1. Reserve Bank of India
rep. by Central Board of Directors
16th Floor, New Central Office Building
Shahid Bhagat Singh Road, Fort
Mumbai, Maharashtra 400 001.
2. Reserve Bank of India
Rep. by Regional Director
Fort Glacis, 16 Rajaji Road
Fort St. George
Chennai 600 001.
3. The Director
Director of Vigilance and Anti-Corruption
293, MKN Road, Collector Nagar
Alandur, Chennai 600 016.



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4. The Authorised Officer
City Union Bank
Credit Recovery and Management Department
Administrative Office
No.24-B, Gandhi Nagar
Kumbakonam 612 001.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the 1st and 2nd respondents particularly 2nd respondent to take action against the 4th respondent for the illegal auction conducted on 20.12.2023 which is against the SARFAESI Act.

For Petitioner : Mr.Srinath Sridevan
Senior Counsel
For Mr.R.Ravikiran

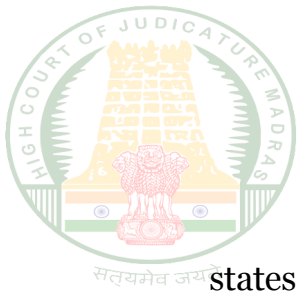
For Respondents : Mr.S.Raghunathan
For Mr.T.Poornam
for Respondents 1 & 2

Mr.A.Gokulakrishnan
Additional Public Prosecutor
for Respondent-3

ORDER

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

Mr.Raghunathan appearing for respondents 1 and 2, on instructions,



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states that petitioner had never lodged a complaint with the Reserve Bank of India. Reserve Bank of India received a communication from respondent No.3 and Reserve Bank of India had primarily forwarded the communication to Ombudsman of respondent No.4 and the Ombudsman has passed orders therein.

2. Shri. Sridevan submitted that the Ombudsman has closed the complaint on various grounds, including the fact that petitioner was not its customer.

3. In our view, interest of justice will be met if Reserve Bank of India is directed, which we hereby do, to treat this petition as a representation and pass orders in accordance with law, after following the principles of natural justice. It is open to Reserve Bank of India to give notice to respondent No.4 and respondent No.4 may respond to the notice. Before passing an order, which shall be reasoned, personal hearing may be given to petitioner as well as respondent No.4, notice whereof shall be communicated at least five working days in advance. All rights and



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contentions are kept open.

4. Petition is disposed. We hasten to add that we have not made any observation on the merits of the matter. There shall be no order as to costs.

(K.R.SHRIRAM, CJ)

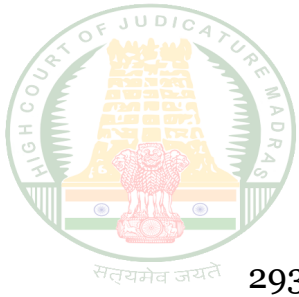
(SUNDER MOHAN,J.)

02.07.2025

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

To

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THE HON'BLE CHIEF JUSTICE
AND
SUNDER MOHAN,J.

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