



WEB COPY



WP No.37068 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.09.2025

CORAM

THE HON'BLE MR.MANINDRA MOHAN SHRIVASTAVA,

CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE G.ARUL MURUGAN

WP No.37068 of 2025

1. Shree Velu Builders P Limited
CIN No. U45201TN994PTC028985 And Udyam
Regn No. UDYAM TN 02-0120914 Dated
20.04.2022 Represented By Director NVK
Velan,
Registered Office Block 2 Alaka Palazzo,
No.4/219 Poonamallee High Road, Kattupakam
Chennai 600 056.

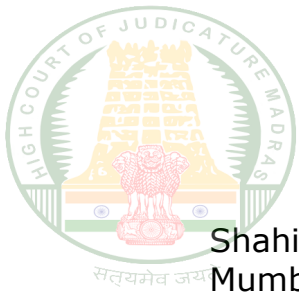
Petitioner

Vs

1. Union Bank Of India
Board Of Directors/Authorised Offier,
Asset Recovery Branch
No.168, Second Floor Linghi Chetty Street,
Parrys, Chennai 600 001.

2.Ministry Of Finance
Through its Secretary,
Department of Financial Services,
Government of India,
6A, 3rd Floor, Jeevan Deep Building,
Sansad Marg, New Delhi- 110001.

3.Reserve Bank Of India
Through its Governor, Central Office Building,



WP No.37068 of 2025

Shahid Bhagat Singh Road, Fort,
Mumbai 400 001.

WEB COPY

4.Ministry of MSME
Through its Secretary,
Government of India
Room No.169, Udyog Bhawan,
Rafi Marg, New Delhi 110011

Respondents

Prayer: Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for the records pertaining to the impugned Sale Notice dated 31.07.2025 issued by the respondent bank, quash the same, and consequently direct the respondent to place the petitioner's loan account before the Committee for Stressed MSMEs as mandated under the Framework for Revival and Rehabilitation of MSMEs dated 03.06.2025 and in accordance with the binding directions of this Court and the Supreme Court.

For Petitioner : Mr.C.Prasanna Venkatesh,
Senior Counsel
for Ms.Jayanthi

For Respondents : Mrs.Ananda Gomathy
For the first respondent

Mr.M.Sathyan, ACGSC
For respondents 2 and 4



WP No.37068 of 2025

ORDER

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

WEB COPY

This petition is filed seeking issuance of a writ of Mandamus, directing the respondent bank to refer the petitioner's loan account to the Committee for Stressed MSMEs, as per the Reserve Bank of India's guidelines.

2. We find that the bank has already taken measures against the petitioner, legality and validity of which is under challenge before the Debts Recovery Tribunal, (for short, 'the DRT').

3. Learned counsel for the petitioner would fairly submit that even this issue has been raised before the DRT, that without sending the case of the petitioner for consideration of the committee as per RBI guidelines, measures could not have been taken.

4. Taking into consideration the aforesaid aspects, we are not inclined to open a parallel proceedings during the pendency of the case



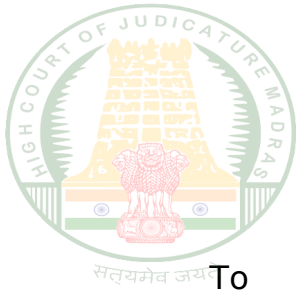
WP No.37068 of 2025

before the DRT. It goes without saying that the issue which has been raised before this Court should also be decided by the DRT.

5. The petition is closed. There will be no order as to costs. Consequently, WMP Nos.41479, 41470, 41472, 41475 of 2025 are closed.

(MANINDRA MOHAN SHRIVASTAVA, C.J.) (G.ARUL MURUGAN, J.)
25.09.2025

Index : Yes/No
Neutral Citation : Yes/No
tar



WP No.37068 of 2025

To
WEB COPY

1.The Board Of Directors/Authorised Officer,
Union Bank Of India
Asset Recovery Branch
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2.The Secretary
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WEB COPY



WP No.37068 of 2025

THE HON'BLE CHIEF JUSTICE
AND

G.ARUL MURUGAN, J.

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WP No.37068 of 2025

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