



W.P.No.41821 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.11.2025

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

W.P.No.41821 of 2025

&

W.M.P.Nos.46850 & 46851 of 2025

N.S.Jamuna Bai

.. Petitioner

Vs.

1. The District Registrar
Central Chennai
Royapettah
Chennai 600 002.
2. The Manager
Indian Bank
ARMB-II, Ethiraj Salai
Egmore, Chennai 600 008.
3. M/s. Balaji Constructions
Rep. By its Proprietor
R.Sathi Raju @ R.S.Raju
No.10, Lady Madhavan Nair Road
Chennai 600 034.
4. The Joint Sub Registrar
(District Registrar Cadre)
Thousand Lights
Chennai 600 006.

.. Respondents



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Prayer : Petition filed under Article 226 of the Constitution of India seeking a writ of Certiorari calling for the record of warrant of possession dated 23.06.2025 issued in T.R.C. No.410 of 2023 (DRC No.199 of 2013) in T.A.No.08 of 2007 on the file of the Recovery Officer, Debts Recovery Tribunal III, Chennai and quash the same as illegal, incompetent, ultra vires.

For Petitioner : Mr.A.V.Arun
For Mr.V.Jai Hari Sudhan
For Respondents : Mr.K.Karthik Jagannath
Government Advocate
for Respondents 1 & 4

Mrs.Rita Chandrasekar
For M/s. Aiyar & Dolia
for Respondent-2

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

Challenge to the warrant of possession in another proceedings, through this writ petition, is not maintainable because of petitioner's own showing that she has already filed an appeal aggrieved by the order of Recovery Officer rejecting petitioner's challenge to warrant of possession way back in the year 2020.



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2. We fail to understand as to why petitioner, without pressing the appeal, which is pending before the Debts Recovery Tribunal, has rushed to this Court invoking Article 226 of the Constitution of India.

3. Without commenting upon the merits of petition, petition is dismissed. Petitioner may approach the Debts Recovery Tribunal for expeditious hearing of the appeal. There shall be no order as to costs. Consequently, the interim applications are also dismissed.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
18.11.2025

Index : Yes/No
Neutral Citation : Yes/No

kpl



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To

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THE HON'BLE CHIEF JUSTICE
AND
G.ARUL MURUGAN,J.

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