



WP(MD). No.4884 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Date : 25/04/2025

CORAM

THE HONOURABLE MRS.JUSTICE J.NISHA BANU
AND
THE HONOURABLE MRS.JUSTICE S.SRIMATHY

WP(MD). No.4884 of 2025
and WMP(MD) No.3545 of 2025

K.Ganesan

... Petitioner

Vs

The Authorized Officer,
Omkaara Assets Reconstruction Private Ltd,
No.9, M.P.Nagar, First Street,
Kongu Nagar Extn.,
Tirupur – 641607..

... Respondent

PRAYER :- Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus to call for records pertaining to the order in I.A.No.574 of 2023 in A.I.R(SR) No.1541 of 2023 dated 07.08.2024 passed by the Debt Recovery Appellate Tribunal Chennai and quash the same as illegal arbitrary and consequently direct the Learned Debt Recovery Appellate Tribunal Chennai to number the appeal.

For Petitioner : Mr.B.Prasanna Vinoth for
Mr.V.Kishorekumar
For Respondents : No appearance



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WP(MD). No.4884 of 2025

ORDER

(Order of the Court was made by S.SRIMATHY, J.)

The writ petition has been filed challenging the impugned order in I.A.No.574 of 2023 in A.I.R(SR) No.1541 of 2023 dated 07.08.2024 of the Debt Recovery Appellate Tribunal Chennai.

2. In the impugned order, the Debt Recovery Appellate Tribunal has directed the petitioner to pay the loan amount in installments, however, there is a default. Based on the default clause, the interlocutory application came to be dismissed. Challenging the same, the present writ petition has been filed.

3. This Court, vide order dated 25.02.2025 directed the petitioner to deposit a sum of Rs.3,66,250/- on or before 19.03.2025. Subsequently on 20.03.2025, this Court extended the time already granted to the petitioner for depositing the loan amount till today, ie., 25.04.2025.



WP(MD). No.4884 of 2025

4. Today, a memo has been filed by the petitioner stating that the order of this Court has been complied with. Therefore, the impugned order is set aside and the writ petition stands allowed. The Debt Recovery Appellate Tribunal is directed to number the appeal and hear the same and pass orders on merits and in accordance with law. No costs. Consequently connected Miscellaneous Petition is closed.

[J.N.B.,J]

[S.S.Y.,J]

25.04.2025

NCC : Yes/No
Index : Yes/No
RR

To

1.The Debt Recovery Appellate Tribunal
Chennai



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J.NISHA BANU, J
AND
S.SRIMATHY, J.

RR

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