

W.P.(MD)No.9678 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.04.2025

CORAM:

THE HONOURABLE MR.K.R.SHRIRAM, CHIEF JUSTICE

and

THE HONOURABLE MR.JUSTICE P.B. BALAJI

W.P.(MD)No.9678 of 2025

and WMP(MD) Nos.7218, 7219, 7221,7222 & 7225 of 2025

M/s.Gurudev Educational Charitable Trust,
Rep by its Managing Trustee, Gnanasekaran,
S/o. Rasu Thevar,
No. 122/013, North Street,
Mekkilarpatti, Usilampatty Taluk,
Madurai – 625 532.

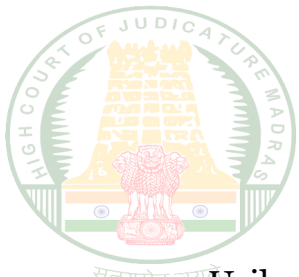
... Petitioner

-VS-

1.The Regional Director
Reserve Bank of India
Fort Glacis No.16 Rajaji Salai
Chennai 600 001.

2.M/s.Auxilo Finserve Pvt Ltd.,
Rep. by its Regional Authorized Officer,
Brand Office No.71 Orchid Centre
1st Floor, Kannappan Street,
Nelson Manickam Road,
Aminjikarai, Chennai – 600 029.

3.The Sub Registrar
Sub Registrar Office



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Usilampatti Taluk 625 532
Madurai District

4.Ponmani Matriculation Higher Secondary School
Rep. by its Managing Director,
PTM Nagar
Usilampatti Taluk
Madurai.

... Respondents

PRAYER :- Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus calling for the records relating to the impugned 5th E-Auction Sale Notice for Sale of Immovable Assets under the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 read with proviso to Rule 8(6) of the Security Interest (Enforcement) Rules, 2002, issued by the 2nd respondent vide his proceedings nil dated 12.02.2025 in respect of Loan Account Nos. 400319006976, 400319011336, 400319012125, 400319012563 and 400319019585 and quash the same as illegal, and restraining the 3rd respondent from taking any action on any document, purportedly in reference to the auction sale of the property mentioned in the impugned e-auction sale notice and consequently direct the 2nd respondent to permit the petitioner to exercise his right of redemption and release the property upon payment of loan outstanding.

For Petitioner : Mr.N.Dilip Kumar

For Respondents : Mr.A.Sivasubramanian for R2

Mr.SRA.Ramachandran
Additional Government Pleader
for R3

Mr.K.K.Samy for R4

ORDER

[Order of the Court was made by
The Hon'ble CHIEF JUSTICE]



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Shri.N.Dilip Kumar, on instructions, seeks leave to withdraw the petition.

2. Petition is dismissed as withdrawn. There shall be no order as to costs. Consequently connected Miscellaneous Petitions stand closed.

[K.R.SHRIRAM., C.J.]

[P.B. BALAJI, J.]

08.04.2025

NCC : Yes/No
Index : Yes/No
RR

To
The Sub Registrar
Sub Registrar Office
Usilampatti Taluk 625 532
Madurai District



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THE HON'BLE CHIEF JUSTICE

AND

P.B.BALAJI, J.

RR

ORDER IN
WP(MD) No.9678 of 2025

Date : 08/04/2025