



WP No. 6718 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-04-2026

CORAM

THE HON'BLE MR JUSTICE R. SURESH KUMAR

AND

THE HON'BLE MR.JUSTICE N.SENTHILKUMAR

WP No. 6718 of 2026 AND

WMP Nos. 7300, 7299 and 7296 OF 2026

M/s.Swasthiyam Foods,
Represented by its Partner,
Mr.Abiilash V, Having registered office at,
No.16,Rajiv Gandhi Salai,Karapakkam,
Chennai-600 097

..Petitioner

Vs

1. M/s.Digital Accelerator Limited,
(Formerly Marg Realities Limited),
Sri Sai Subhodaya Apartment,
57/28,East Coast Road,
Thiruvanmiyur, Chennai 600041
2. ICICI Bank Limited,
No.1,Opposite to Indian Oil Corporation Building,
Cenotaph Road,Teynampet,
Chennai-600018
3. The Recovery Officer,
Debt Recovery Tribunal-III,
6th Floor,Additional Office Building,
Shastri Bhavan,Haddows Road, Nungambakkam,
Chennai-600 006
4. KVPS Investments Limited (Auction Purchaser),
Door No.4-ABC,Sathyamoorthy Street,
Tirunelveli Town,Tirunelveli,
Tamil Nadu 627006.



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5. The Deputy Commissioner of Income Tax,
(Benami Prohibition),
Initiating Officer, Benami Prohibition Unit(BPU),
Room No.2, Ground Floor,
Income Tax Investigation Wing Building,
No.46, MG Road, Nungambakkam,
Chennai 600 034

..Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus calling for the records relating to the impugned order dated 29.01.2026 passed in TRC No.50 of 2022 by the 3rd respondent Recovery Officer, Debt Recovery Tribunal-III, Chennai, quash the same and consequently injunct the 1st to 4th Respondents, their men, agents, servants, representatives and any person claiming through them from in any manner interfering with or dispossessing the Petitioner from its peaceful and lawful possession and occupation of the rented premises situated on the Ground floor, No.16, Rajiv Gandhi Salai, Karapakkam, Chennai-600 097, wherein the petitioner is running its restaurant business under the name Swasthiyam Cafe, pending disposal of the above Writ petition.

For Petitioner : Mr. M.Guruprasad

For Respondents : Mr.R.Srinivasan, for M/s. Ramalingam Associates
- for R2

ORDER

(Order of the Court was made by R.Suresh Kumar J.)

Learned counsel for the writ petitioner seeks permission to withdraw this writ petition and has made an endorsement in the court bundle to that effect.



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2. Recording the submission and the endorsement made, this writ petition is dismissed as withdrawn. No costs. Consequently, connected miscellaneous petitions are closed.

(R.S.K.,J.) (N.S.,J.)
06-04-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

KST

To

1. The Recovery Officer,
Debt Recovery Tribunal-III,
6th Floor, Additional Office Building,
Shastri Bhavan, Haddows Road, Nungambakkam,
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2. The Deputy Commissioner of Income Tax,
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Room No.2, Ground Floor,
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AND
N.SENTHILKUMAR J.**

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