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Rev.Aplw.No.261 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19.02.2026

CORAM :

THE HONOURABLE MR. MANINDRA MOHAN SHRIVASTAVA,
CHIEF JUSTICE

AND

THE HONOURABLE MR.JUSTICE G.ARUL MURUGAN

Rev.Aplw.No.261 of 2025

&

W.M.P.No.45429 of 2025

Inbaraj
S/o Pichaimuthu
Plot No. 9, Ebenezer Avenue
Mogappair West, Mogappair
Chennai - 600 037.

Appellant(s)

Vs

1. Chapa Asish
S/o Bhaskara Rao
Director Of M/s Seapride Management And
Consulting Services Pvt Ltd.
Office At Door No. 12, First Floor, F-1
3rd Main Road, Nanganallur
Chennai - 600 061.

2. The Union Of India
Represented By Its Secretary
Office Of The Minister Of Finance
3rd Floor, Jeevan Deep Building
Parliament Street, New Delhi.



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3. The Regional Director
C/o Reserve Bank Of India
Fort Glacis, Rajaji Salai, Chennai - 600 001.
4. The Banking Ombudsman
C/o Reserve Bank Of India
Fort Glacis, Rajaji Salai, Chennai - 600 001.
5. The Principal Nodal Officer/
Grievance Redressal Indian Bank
Head Office No.66, Rajaji Salai
Chennai - 600 001.
6. The Chief General Managers
Rep by Maya Nagarajan V
CGM - Recovery And Legal
Indian Bank, Corporation Office
254 - 260, Avvai Shanmugam Salai
Royapettah, Chennai - 600 014.
7. The General Manager
Rep By Suresh Kumar - S
Gm - Compliance /CCO
(Chief Compliance Officer)
254 - 260, Avvai Shanmugam Salai
Royapettah, Chennai - 600 014.
8. The Chief Manager
Rep By Sahadevan, S/o Thangakrishnan
Indian Bank
Stressed Assets Management Branch
Chennai, Wellington Estate
No. 55 Ethiraj Salai, Chennai - 600 008.
9. M/s Alumet Coats Inc
Represented By Its Partners
P. Inbaraj And Hemanth Swaroup Raja R
Flat No. 1A, Aishwaraya Enclave Apartments
Plot No. H24, East Avenue, Korattur
Chennai - 600 080.



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10.Hemanth Swaroupraja. P (Partner)
S/o Ramesh Chander Raja
Flat No.1A, Aishwaraya Enclave Apartments
Plot No. H24, East Avenue, Korattur
Chennai - 600 080.

11.Ramesh Chander Raja (Guarantor)
Flat No.1A, Aishwaraya Enclave Apartments
Plot No. H24, East Avenue, Korattur
Chennai - 600 080.

Respondent(s)

Prayer : Petition filed under Order 47, Rule 1, CPC read with Section 114, CPC to review and recall the order dated 09.10.2025 passed in W.P.No. 15557 of 2025.

For Appellant(s): Ms. N.Prasanthi

For Respondent(s): Mrs. D.Kamachi for R1

ORDER

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

Prayer in this application is to review and recall the order dated 09.10.2025 passed in W.P.No.15557 of 2025, based mainly on the ground that though counsel had filed vakalat on 25.06.2025, her name was not printed in the cause-list and the Court proceeded to pass order against ninth respondent herein, the review applicant.



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2. It is brought to our notice that though she has filed vakalat, her name was not printed in the cause-list. However, it is clear that the name of the party was printed in the cause list.

3. Be that as it may, submission of learned counsel for the applicant is that even though there is no interim order in favour of applicant in any proceedings, there is serious allegation of fraudulent transaction and even validity of sale and possession proceedings is pending consideration before the Debt Recovery Appellate Tribunal.

4. This Court had taken note of pendency of proceedings, but recorded a finding that in the absence of there being an interim order, the auction-purchaser cannot remain deprived of the fruits of the sale proceedings. On this premise, writ petition was disposed of. Even after hearing learned counsel for applicant, this legal and factual position remains the same.

5. The review application is, therefore, dismissed. We make it



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clear that all the issues with regard to the legality and validity of sale or allegation of fraudulent transaction are open to be considered by the competent authorities in appropriate forum and this order shall not prejudice any defence which the applicant may have taken or may take in those proceedings. Consequently, the interim application is also dismissed.

(MANINDRA MOHAN SHRIVASTAVA, CJ) (G.ARUL MURUGAN,J)
19.02.2026

Index : Yes/No
Neutral Citation : Yes/No

kpl

To

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Office Of The Minister Of Finance
3rd Floor, Jeevan Deep Building
Parliament Street, New Delhi.
2. The Regional Director
C/o Reserve Bank Of India
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