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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02-11-2026

CORAM

THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE

AND

THE HON'BLE MR.JUSTICE RAJNISH PATHIYIL

CRP(MD) No. 2391 of 2025

CNR:{HCMD010932962025}

Case QR

1. M/s.Mahesh and Co.,
   Represented by its Proprietrix,
   M.Vaigaiveni,
   No.80/7, L.F.Road,
   Arumuganeri 628 202,
   Thoothukudi District.
   And also at
   No.67/16,
   Vinayagar Koil Street,
   Arumuganeri - 628 202,
   Thoothukudi District.

2. S.Mahesh
   S/o.Swaminathan,
   No.67/16, Vinayagar Koil STreet,
   Arumuganeri - 628 202,
   Thoothukudi District.

..Petitioner(s)

Vs

1. Tamilnadu Mercantile Bank Ltd
   Rep by its Authorized Officer,
   Thoothukudi Regional Office,
   No.14F and G, Mani Nagar,
   Palayamkottai Road, Thoothukudi - 628 003.

2. The Manager
   M/s.Tamilnad Mercantile Bank Ltd.,
   Arumuganeri Branch,
   D.No.150, Tiruchendur Road,
   Arumuganeri - 628 202.

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3. R.Jebastin
S/o.Mr.Rajapandi Nagar,
D.No.155/3A/5,
Kamarajapuram,
Kandasamypuram Village,
Arumuganeri - 628 202.

4. H.Samsudeen
S/o.Mr.Hameed,
143, Periya Nesavu Street,
Kayalpatnam Town -628 204.

..Respondent(s)

PRAYER: Civil Revision Petition filed under Article 227 of the Constitution of India to set aside the order passed by the learned Presiding Officer, Debts Recovery Tribunal, Madurai made in SA SR 3687/2022 (NDN 778/2022) dated 05.03.2025 rejecting the application on the ground of limitation and direct the Debts Recovery Tribunal, Madurai to number the case and hear the same on merits in accordance with law.

For Petitioner(s) :Mr.S.Suresh

For Respondent(s) : Mr.T.Thevan (for R1 & R2)

: Mr.M.Saravanakumar (R3 & R4)

ORDER

(Order of the Court was made by ABDUL QUDDHOSE J.)

Learned counsel for the petitioners seeks liberty for the petitioners to approach the Debts Recovery Appellate Tribunal for challenging the impugned order, since this Civil Revision Petition is not maintainable before this Court. Admittedly, a statutory appeal remedy is available to

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the petitioners if they are aggrieved by the impugned order, which is the subject matter of this Civil Revision Petition.

2. Learned counsel appearing for the respective respondents have also not raised any serious objection if liberty is granted to the petitioners to challenge the impugned order before the Debts Recovery Appellate Tribunal.

3. Accordingly, this Civil Revision Petition is disposed of by granting liberty to the petitioners to approach the Debts Recovery Appellate Tribunal for challenging the impugned order, which is the subject matter of this Civil Revision Petition. The time spent by the petitioners before this Court in this Civil Revision Petition shall stand excluded for the purpose of computing the period of limitation under Section 14 of the Limitation Act. No costs.

(A.Q.,J.) (R.P.L.,J.)
02-11-2026

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

PS

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To

1.The Presiding Officer,

Debts Recovery Tribunal, Madurai.

2. Tamilnadu Mercantile Bank Ltd
Rep by its Authorized Officer,
Thoothukudi Regional Office,
No.14F and G, Mani Nagar,
Palayamkottai Road,
Thoothukudi - 628 003.

3. The Manager
M/s.Tamilnad Mercantile Bank Ltd.,
Arumuganeri Branch,
D.No.150, Tiruchendur Road,
Arumuganeri - 628 202.

4. The Section Officer,
VR Section,
Madurai Bench of Madras High Court,
Madurai.

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ABDUL QUDDHOSE, J.
AND
RAJNISH PATHIYIL, J.
PS

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