

W.P.(MD)No.23627 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Wednesday, the Sixteenth day of October Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice R.SUBRAMANIAN
and
The Hon`ble Mrs.Justice L. VICTORIA GOWRI

W.P.(MD)No.23627 of 2024
and
W.M.P.(MD)No.20005 of 2024

KARPAGAM

... PETITIONER

Vs

THE AUTHORIZED OFFICER
THE HOUSING DEVELOPMENT FINANCE CORPORATION LTD (HDFC) LTD,
NOW CALLED AS HDFC BANK,
PUMPING STATION ROAD, 9th CROSS STREET,
K.K.NAGAR (EAST),
MADURAI.

... RESPONDENT

Writ Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to issue a Writ of Mandamus directing the respondent to remove the lock and seal of the Petitioners house property situated at Door no. 31A, comprised in T.S. No. 5255 Keela Vadakarai Vaithiyanathapuram, Council Ward No. 1, Periyakulam Municipal Town Survey Ward No. 3 Periyakulam Town and Taluk, Theni District Which was kept under lock



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and seal in pursuance of the order dated 02.06.2023 passed in CrI.M.P.No. 4215/2023 on the file of the Chief Judicial Magistrate, Theni, Theni District and hand over the possession of the same at the hands of the petitioner immediately within a time stipulated by this Honble Court

Prayer in WMP(MD). 20005/ 2024 :

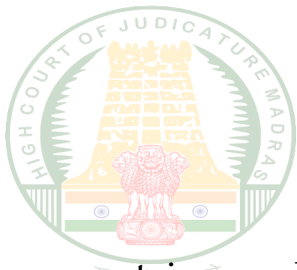
To grant an interim direction thereby directing the respondent to remove the lock and seal of the Petitioners house property situated at Door no. 31A, comprised in T.S. No. 5255 Keela Vadakarai Vaithiyanathapuram, Council Ward No. 1, Periyakulam Municipal Town Survey Ward No. 3 Periyakulam Town and Taluk, Theni District in the nature of permitting the petitioner to live in the said house property pending disposal of the above writ petition and thus render justice.

ORDER : This Writ Petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.B.PRAHALAD RAVI, Advocate for the petitioner and of Mr.N.S.KARTHIKEYAN, Advocate on behalf of the Respondent, the court made the following order:-

(Order of the Court was made by R.SUBRAMANIAN, J.)

The learned counsel for the petitioner seeks reference to Mediation.

2. Considering the nature of the dispute and the fact that the Bank has already taken possession of the immovable property belonging to the petitioner and the Debts Recovery Tribunal had stayed the further action for recovery subject to



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certain conditions, the matter is referred to mediation by the Mediation and Conciliation Centre attached to this Bench.

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3. The parties are required to appear before the Mediation Centre on 28.10.2024 at 10.30 a.m. The Mediation Centre is requested to accommodate the parties on the said date and time and help them in arriving at an amicable settlement.

sd/-
16/10/2024

/ TRUE COPY /

/10/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SMN2
TO
THE CHIEF JUDICIAL MAGISTRATE,
THENI, THENI DISTRICT.

COPY TO:
THE CO-ORDINATOR
MEDIATION AND CONCILIATION CENTRE,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI. (SOFT COPY)

ORDER
IN
WP(MD) No.23627 of 2024
Date :16/10/2024

SA/MMS/SAR. /18.10.2024/3P/2C
Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.