

WP.No.21346 of 2026

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-08-2026

CORAM

THE HON'BLE MR.SUSHRUT ARVIND DHARMADHIKARI, CHIEF JUSTICE
AND
THE HON'BLE MR.JUSTICE G.ARUL MURUGAN

WP.No.21346 of 2026
and WMP.No.23102 of 2026

SRM Institute of Science and Technology,
Represented by its Authorised Signatory,
No.1, Jawaharlal Nehru Salai, Vadapalani,
Chennai-600 026.

..Petitioner

Vs

1. The State of Tamil Nadu,
Represented by its Secretary,
Department of Higher Education,
Fort St. George, Chennai-600 009.
2. The All India Council for Technical Education,
Represented by its Member Secretary,
Nelson Mandela Marg, Vasant Kunj,
New Delhi-110 070.
3. The Southern Regional Officer,
The All India Council for Technical Education,
Shastri Bhavan, 26, Haddows Road,
Nungambakam, Chennai-600 006.
4. The Directorate of Technical
Education (DOTE),
53, Sardar Patel Road,
Anna University, Guindy,
Chennai, Tamil Nadu-600 025.



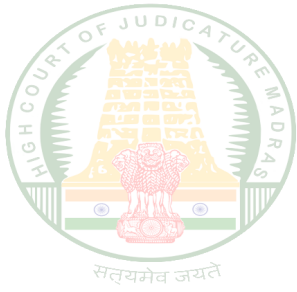
5. The Anna University,
Represented by its Registrar,
Guindy, Chennai-600 025.
6. The Anna University of Technology,
Rep. by its Director/Special Officer,
Centre for Affiliation, Guindy,
Chennai-600 025, Tamil Nadu.
7. University of Madras,
Represented by its Registrar,
Chepauk, Chennai-600 005.
8. Tamil Nadu Dr. M.G.R. Medical University,
Represented by its Registrar,
No.69. Anna Salai, Guindy,
Chennai-600 032.
9. The Pharmacy Council of India,
Represented by the Secretary cum Registrar,
NBCC Centre, 3rd Floor, Plot No.2,
Communitcy Centre, Maa Anandamai Marg,
Okhla Phase I, New Delhi-110 020.
10. The Registrar,
Tamil Nadu Nurses And Midwives Council,
No.56, Santhome High Road,
Chennai-600 004.
11. The Director of Medical Education,
Kilpauk, Chennai-600 001.
12. The Central Board of Secondary Education
Represented by its Secretary,
CBSE Integrated Office Complex, Sector -23,
Phase-1, DWARKA, New Delhi-110 007.
13. The Regional Director,
The Central Board of Secondary Education,
1360-A, J Block, Anna Nagar West,
Chennai-600 040.



14. M/s.PERI Educational and Charitable Trust,
Represented by its Trustees,
Having office at, Peri Knowledge Park,
Mannivakkam, Chennai-600 048.
15. M/s.Pappathi Ammaal Educational Trust,
Represented by its Trustees,
Having office at, Peri Knowledge Park,
Mannivakkam, Chennai-600 048.
16. M/s.Munakaana Educational Trust,
Represented by its Trustees,
Having office at, Peri Knowledge Park,
Mannivakkam, Chennai-600 048.
17. M/s.Adhi Periasamy Educational Trust
Represented by its Trustees,
having office at, Peri Knowledge Park,
Mannivakkam, Chennai-600 048.
18. Indian Overseas Bank,
Irungattukottai Branch,
Large Advances Branch,
SIPCOT Industrial Park, Irungattukottai,
Sriperumudur, Kanchipuram-602 117.

..Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing respondents 1 to 13 to consider the petitioner's representation dated 21.04.2026 and consequently initiate appropriate regulatory action including suspension / withholding of affiliation, approval, counselling participation and admissions in respect of the Peri-Group of Educational Institutions run by the respondent Nos.14-17 at No.1, Mannivakkam Village, Chenglapattu Taluk, Kancheepuram District, pending adjudication of proceedings before the Debts Recovery Tribunal, Chennai.



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For Petitioner:

Mr.OmPrakash
Senior Counsel
for Mr.K.Nishanth

For Respondents:

Mr.C.A.Ramanan
Government Advocate
for R1

Mr.I.Calvin Jones
for R6

Mr.R.Thirunavukarasu
for R7

Mr.A.Immanuel
for R13

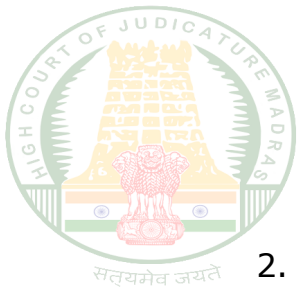
Mr.Hassan Mohammed Jinnah
Senior Counsel
for Ms.A.S.Neela Narayani
for R14 to R17

No Appearance
for R2 to R5, R8 to R12 and R18

ORDER

(Order of the Court was made by G.ARULMURUGAN, J.)

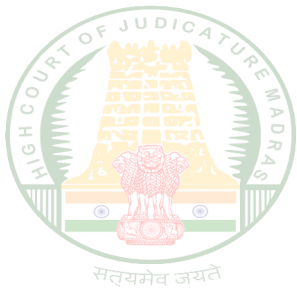
The writ petition is filed by the auction purchaser for a direction to consider the representation dated 21.04.2026 and to initiate regulatory action including suspension/withholding of affiliation, approval, counselling participation and admissions in respect of the Educational Institutions run by respondents 14 to 17.



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2. It is the case of the petitioner that the Bank/secured creditor had initiated proceedings under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002, (SARFAESI Act) as against respondents 14 to 17/borrowers. The petitioner had participated in the auction and has been declared as the successful bidder, pursuant to which, a sale certificate has been executed. It is the further case of the petitioner that respondents 14 to 17 are continuing to run the Educational Institutions and if approval is granted for admitting the students, the interest of petitioner would be prejudiced. In this regard, the petitioner had submitted a representation on 21.04.2026, which has not been acted upon. Thus, the petitioner is before this Court.

3. Learned Senior Counsel for the petitioner submitted that though the petitioner was declared as the successful bidder and even on payment of the entire sale consideration, the rights of the petitioner have been frustrated by the borrower, who had lost interest in the property after the sale had concluded. He further submitted that since the application filed by the petitioner to implead themselves as a party before the Debts Recovery Tribunal (DRT) is kept pending without adjudication, the petitioner was left with no other alternative except to approach this Court.

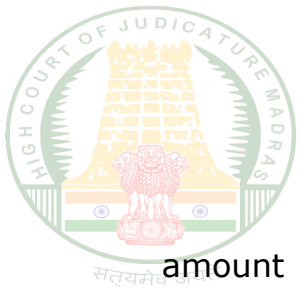


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4. Countering these submissions, learned Senior Counsel appearing for respondents 14 to 17 submitted that since the sale notice and the order passed under Section 14 of SARFAESI Act has been challenged before the DRT in separate proceedings, which are pending, the relief sought for by the petitioner in this writ petition may not be maintainable and thus, the same is liable to be dismissed.

5. We have given our anxious consideration to the submissions made by the respective counsel and perused the materials available on record.

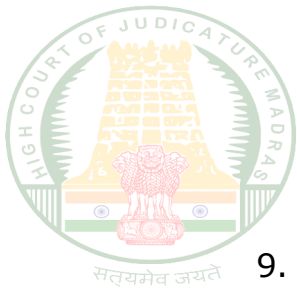
6. It is not in dispute that respondents 14 to 17 are borrowers, who have availed financial assistance from the Bank. In view of the default in repayment of dues, SARFAESI proceedings were invoked. A demand notice under Section 13(2) was issued on 30.12.2017 followed by a possession notice under Section 13(4) dated 04.04.2019. Pursuant to the proceedings initiated, the Bank had issued sale notice dated 30.06.2025 bringing the property for auction on 16.07.2025. The auction had taken place and a sale certificate has also been executed in favour of the petitioner/successful bidder on 23.07.2025, on payment of the entire sale



amount of Rs.45.60 Crores. However, the borrower had challenged the sale notice before the DRT in S.A.No.515 of 2025 as well as the order passed under Section 14 in S.A.No.493 of 2025. The DRT has granted an order of interim stay in S.A.No.493 of 2025, thereby staying the further proceedings of the order passed under Section 14. Admittedly, both the appeals are said to be pending.

7. When the borrower has challenged the sale notice and the order passed under Section 14 before the DRT in S.A.No.515 and 493 of 2025 respectively, wherein an application has been filed by the petitioner to implead them as a party respondent, it would only be open to the petitioner to redress their grievances before the DRT in the pending appeals.

8. In view of the aforesaid deliberations, we are of the considered opinion that the petitioner and respondents 14 to 17 can only agitate all their grievances in the appeals pending before the DRT. The petitioner is also at liberty to file an appropriate application praying for early hearing of the appeals as well as the impleading application before the DRT.



9. With the above observations, the writ petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

(SUSHRUT ARVIND DHARMADHIKARI, C.J.) (G.ARUL MURUGAN, J.)
04-08-2026

Index: Yes/No

Neutral Citation: Yes/No

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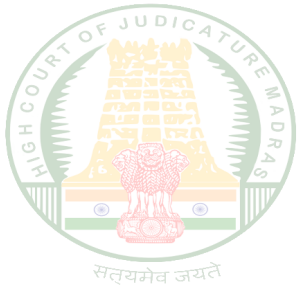
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14.The Branch Manager,
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