

Court No. - 5

Case :- WRIT - C No. - 15142 of 2023

Petitioner :- Nar Singh Narayan

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Ram Naresh Singh

Counsel for Respondent :- C.S.C., Sanjai Singh

Hon'ble Piyush Agrawal, J.

Civil Misc. Recall/Restoration Application No. 2 of 2023

The writ petition was disposed of by the order dated 12.5.2023 directing the petitioner to deposit the entire dues of loan in six equal two monthly instalments.

The petitioner has filed this application for recall of the order dated 12.5.2023 stating therein that the petitioner wants to avail the one time settlement scheme in pursuance of letter dated 9.3.2022 as according to the said letter balance amount due was Rs. 1,60,000/- however, the said fact was not come into the knowledge of the Court at the time of passing the order 12.5.2023.

Cause shown is sufficient. Order dated 12.5.2023 is recalled. Writ petition is **restored** to it's original number.

The recall application is **allowed**.

(Order passed in writ petition)

Heard learned counsel for the petitioner and Mr. Sanjai Singh, learned counsel for the respondent -bank.

By means of present petition, the petitioner is challenging the recovery certificate dated 24.3.2023.

Learned counsel for the petitioner states that as per the one time settlement scheme, the balance amount is Rs. 1,60,000/- as on 9.3.2022 and the petitioner wants to avail the one time settlement scheme, which is still under operation.

He further submits that the petitioner may be permitted to approach the bank in order to avail the one time settlement scheme.

To the said submission, learned counsel appearing on behalf of respondent bank has no objection.

In view of above, the writ petition is **disposed of** with direction to the petitioner to approach the bank concerned for availing the one time settlement scheme in pursuance of letter dated 9.3.2022 within ten days from today and the bank-concerned shall consider the prayer of the petitioner and decide the same in accordance with law.

Order Date :- 12.12.2023

Rahul Dwivedi/-