

Court No. - 6

Case :- WRIT - C No. - 30915 of 2023

Petitioner :- Amarpal

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Satish Kumar Pandey, Pankaj Kumar Yadav

Counsel for Respondent :- C.S.C, Anadi Krishna Narayana

Hon'ble Mrs. Manju Rani Chauhan, J.

1. Heard learned counsel for the petitioner, learned Standing Counsel for the State-respondents and Mr. Anadi Krishna Narayana, learned counsel for the respondent-bank.

2. The writ petition has been filed with prayer to quash the demand notice dated 17.08.2022 issued by respondent no. 3 against the petitioner for a demand of Rs. 1,06,385/- towards outstanding dues and further prays to direct the respondents not to take coercive steps against the petitioner pursuant to impugned demand notice.

3. At the very outset, learned counsel for the respondents submits that petition is not maintainable as it is only against the demand notice dated 17.08.2022 and till date no recovery certificate has been issued. On the basis of instructions, he submits that as on date, the total loan amount i.e. Rs. 4,90,000/- (four lac ninety thousand) is due. The aforesaid fact is not opposed by learned counsel for the petitioner.

4. Accordingly, without interfering into merits of case, present petition is disposed of with direction that in case the petitioner moves an application before the respondent/bank within two weeks from today, requesting for statement of account, needful will be done within one month thereafter.

5. With the aforesaid directions, writ petition stands disposed of.

Order Date :- 11.12.2023

Vibha