

Court No. - 17

Case :- WRIT - C No. - 9769 of 2023

Petitioner :- Saurabh Srivastava

Respondent :- State Of U.P. Thru. Collector Amethi And 3 Others

Counsel for Petitioner :- Chandra Bhanu Singh

Counsel for Respondent :- C.S.C.

Hon'ble Alok Mathur,J.

1. Heard learned counsel for petitioner as well as learned Standing Counsel for respondents.
2. By means of present writ petition, the petitioner has challenged the notice dated 09.09.2023 issued by the District Legal Service Authority through Presiding Officer thereby on the basis of an application preferred by the IndusInd Bank Ltd. the petitioner has been asked to be present on a particular day at 10.00 a.m. on which the Lok Adalat has been organized.
3. Learned counsel for petitioner has submitted that petitioner has already returned the Tractor which was purchased after obtaining the loan from the respondent-bank and also that he has been issued a no objection.
4. Be that as it may, these are the facts where the petitioner has to be placed before the concerned court /Lok Adalat and neither would the writ petition under Article 226 of the Constitution of India would be maintainable against a private bank and it is always open for the petitioner to oppose the motion of the respondent-bank before the court concerned.
5. At this stage, learned counsel for petitioner submits that petitioner may be permitted to withdraw this writ petition with a liberty to place all the facts before the competent court.
6. In light of the statement made by learned counsel for petitioner, the writ petition is **dismissed** as not pressed with the aforesaid liberty.

(Alok Mathur, J.)

Order Date :- 7.11.2023

Ravi/