

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.13099 of 2015

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Baijnath Prasad Mehta @ Baijnath Prasad Mahto @ Baijnath Mahto, son of late Harkishun Mehta @ Harikishun Mahto @ Harikrishna Mahto, resident of Mohalla Bari Nagla, Patna City, P.S.Malsalami, District Patna.

.... Petitioner

Versus

1. The Authorised officer Cum Chief Manager, Corporation Bank at personal Banking Branch, Indra Bhawan, Boring Canal Road, Patna-1.
2. The Corporation Bank through its Manager, Indra Bhawan, West Boring Canal Road, Patna-1.
3. Branch Manager, Corporation Bank at Indra Bhawan, West Boring Canal Road, Patna-1.
4. M/s, Ashirvad Hosiery, 95E, S.K.Puri, Road No. 3, Rajesh Path, Boring Road, Patna 800 001.
5. Ashish Kumar, son of Vachaspati, at 301 Vimal Apartment, Justice Narayan Path, Boring Road, Patna.
6. Ramesh Shukla, son of Chandeshwar Shukla, Begampur, Patna City, P.S. Chowk, Dist. Patna 800 009.
7. Debts Recovery Tribunal, Patna through its Recovery Officer, Patna.

.... Respondents

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Appearance:

For the Petitioner : Mr. Sri Prakash Srivastava, Advocate
Mr. Durga Narayan, Advocate
For the Respondents : Mr. M.Kishor, Advocate

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 25-08-2015 After some arguments learned counsel for the petitioner seeks permission to withdraw the writ petition with liberty to prefer an appeal against the order dated 30.10.2013 passed in M.A. No. 283 of 2013 by the Debts Recovery Tribunal, Patna within a period of two weeks' hereof.

2. As prayed, the writ petition is permitted to be withdrawn and dismissed as such.

3. It is made clear that in case such an appeal is filed by

the petitioner within two weeks’ from today, he shall be at liberty to approach the appellate authority with a prayer for deferring the confirmation of auction sale scheduled to be held on 26th August, 2015 which may be considered and decided by the appellate authority in accordance with law.

(Vikash Jain, J)

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