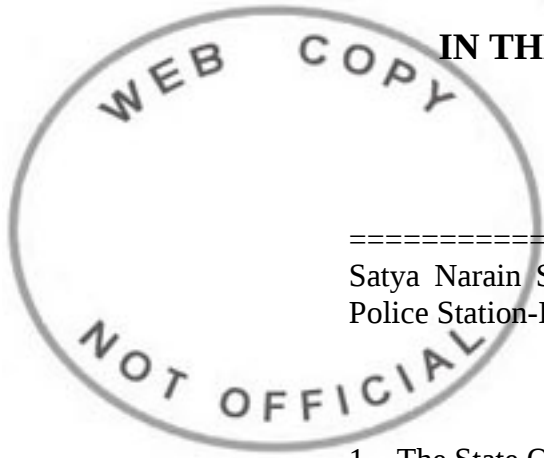




IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1316 of 2012

IN

Civil Writ Jurisdiction Case No. 15144 of 2011

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Satya Narain Sahni S/O Late Achelal Sahani R/O Village And P.O.-Malinagar,
Police Station-Kalyanpur, District- Samastipur, Bihar

.... Appellant.

Versus

1. The State Of Bihar Through Chief Secretary, Government Of Bihar
2. The Union Bank Of India, Through M.D. Central Office 239, Vidhan Bhawan,
Marg, Nariman Point, Mumbai-400021
3. The Union Bank Of India, Through Manager Gola Road Branch, P.O. And
P.S.- Samastipur, District- Samastipur

.... Respondents

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Appearance :

For the Appellant : None.

For the Respondent No 1. : Mr. Ajay Bihari Sinha, Advocate.

For the Respondent Nos. 2 & 3 : Mr. Nishi Nath Ojha, Advocate.

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CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH

and

HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA

ORAL JUDGMENT

(Per: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH)

Date: 24-03-2015

No one appears for the appellant in spite of repeated calls. Learned
counsels for the Bank as well as the State are present.

Having gone through the order, in our view, the appeal has become
infructuous.

The writ petition was filed challenging action of the Bank in
seizing the Tractor and auctioning the same which Tractor had been financed by
the Bank and the writ petitioner had to pay the installments of the loan.

The Tractor having already been auction sold and the third party

right has been accrued and the amount having been adjusted to the outstanding liability, we see no reason to interfere with this appeal. Accordingly the same is dismissed.

(Navaniti Prasad Singh, J)

(Jitendra Mohan Sharma, J)

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