

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No. 1650 of 2012

Arising out of

Civil Writ Jurisdiction Case No. 18338 of 2009

Ashok Kumar Jha Son of Late Baidyanath Jha, Resident of Miscot Ramna, Muzaffarpur, P.S.-Mithanpura, District-Muzaffarpur.

.... Petitioner/s

Versus

1. The Canara Bank, Banking Company Constituted under the Banking Company (Acquisition and Transfer) undertaking Act having its Head Office at Bangalore-560002 through its Chairman-cum-Managing Director.
2. Benu Gopal, The Assistant General Manager-cum-Authorised Officer, Canara Bank Regional Office, Aghoria Chowk, Muzaffarpur at present Lawkush Apartment Exhibition Road, Patna, P.S. Gandhi Maidan, District- Patna.
3. Rajnish Kumar, Divisional Manager Canara Bank Lawkush Apartment, Exhibition Road, third Floor, Patna, P.S. Gandhi Maidan, District- Patna.
..... Opposite Party 1st Set.
4. Presiding Officer, Debt Recovery Tribunal, Bihar, Patna.
.....Opposite Party 2nd Set
5. M/s Manish Enterprised, a proprietorship Firm having its place of business at Arya Samaj Road, P.S. Town and District- Samastipur, through its Proprietor, Arun Kumar Chaudhary, Son of Ship Shankar Chaudhary Resident of Arya Samaj Road, P.S. Town and District- Samastipur.

.... Opposite Party 3rd Set.

Appearance :

For the Petitioner/s : Mr.
For the Opposite Party/s : Mr. R. K. P. Singh, Advocate
Mr. Bal Bhushan Chandra, Advocate

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date: 19-10-2016

Nobody appears on behalf of the petitioner. Learned counsel for the Canara Bank is present.

An affidavit has been filed on behalf of the Canara Bank in which it has been stated that earnest money, along with interest, has been returned to the petitioner, which he has also acknowledged. Copy of the affidavit was served on learned counsel

for the petitioner on 21.09.2016. However, today neither anybody is present nor rejoinder to the same has been filed.

In view of the aforesaid, the Court is satisfied that the order of the Court dated 28.06.2011 passed in C.W.J.C. No. 18338 of 2009, stands complied with.

Accordingly, the application stands disposed off.

(Ahsanuddin Amanullah, J.)

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