

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.13009 of 2012

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M/s Prabhu Trading Co. through its Proprietor at Pethia Bazar, Near Kali
Mandir, P.O & P.S- Danapur, District - Patna.

.... Petitioner

Versus

1. Branch Manager, Central Bank of India Danapur Branch, Patna.
2. Regional Manager, Central Bank of India, Patna.

.... Respondents

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Appearance :

For the Petitioner : Mr. Daya Shanker Prasad,
Mr. Niranjan Kumar, Advocates

For the Respondents : Mr. Ajay Kumar Sinha, Advocate

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date: 26-08-2016

Heard learned counsel for the petitioner and learned
counsel for the respondent-bank.

2. The present writ petition has been filed being aggrieved
by the action of the respondent-bank which after, having participated
in the consented award passed by the Special Lok Adalat dated
22.02.2011 and issued a no dues certificate dated 30.06.2011, has later
on, by its letter dated 10.09.2011, withdrawn the no dues certificate.

3. Learned counsel for the petitioner submits that the action
of the respondent-Bank is wholly arbitrary and the no dues certificate
already issued could not have been withdrawn in view of the award of
the Special Lok Adalat.

4. Learned counsel for the respondent-bank has now filed a
counter affidavit, paragraph 4 whereof discloses that a decision has

been taken to issue the no dues certificate and release the securities to the owner.

5. Having regard to the stand of the respondent-bank and without going into the detail of the merits of the matter, the writ petition stands disposed with a direction to the respondent-bank to issue the no dues certificate and release the securities after due verification of the ownership expeditiously and in any event within a period of three weeks from the date of receipt/production of a copy of this judgment.

6. The writ petition accordingly stands disposed of.

(Vikash Jain, J)

B.T/Chandran

AFR/NAFR	NAFR
CAV DATE	N/A
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