

IN THE HIGH COURT OF JUDICATURE AT PATNA

**Letters Patent Appeal No.1941 of 2016
Arising out of
Civil Writ Jurisdiction Case No. 5313 of 2016**

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Upendra Prasad, Son of Late Sheo Balak Mahto, Resident of Village - Sarkanda,
Police Station - Wazirganj, Sarkanda, District - Gaya.

.... Appellant/s

Versus

1. Madhya Bihar Gramin Bank, through its General Manager, Head Office, Shri Vishnu Commercial Complex Near National Highway Petrol Pump, New Bypass - N.H. - 30 Aashochak, Patna - 800016.
2. The Branch Manager, Madhya Bihar Gramin Bank, Branch - Kariyadpur, District - Gaya.

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Sudhir Kumar Sinha, Advocate

For the Respondent/s :

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date: 11-07-2017

In the matter of loan taken by the appellant to the tune of Rs. 3,20,000/- for purchase of a tractor when the appellant did not repay the loan, recovery proceedings were initiated and when the recovery proceedings were challenged before the Writ Court, the learned Court disposed of the matter directing the appellant to deposit Rs. 1,70,000/- on or before 30th September, 2016 and thereafter to pay the loan in equal instalments, 30 in number, and on the same being complied with, the direction was that the tractor should not be auctioned.



Keeping in view the nature of order passed by the Writ Court, we see no case made out for any indulgence into the matter.

The Letters Patent Appeal stands dismissed.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

P.K.P.

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
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