

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.1199 of 2017

Arising out of

C.W.J.C. No. 5446 of 2015

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Anil Kumar, son of Motilal Sah resident of Mohalla - Chand Math Dogarha;
Police Station- Bali Gaon; District- Vaishali.

... .. Appellant/s

Versus

1. The Chief General Manager, State Bank of India West Gandhi Maidan, Patna
2. The State of India , S.A.R.B, Muzaffarpur.
3. The Branch Manager, S.B.I. , Mithanpura, Muzaffarpur.
4. Bali Ram Jha, son of Late Ram Anup Jha Resident of Mithanpur, Mehta
Campus Dr. B.N. Jha Gali Ramana, Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr. Nand Kishore Prasad Sinha, Advocate
Mr. Dr. M.M. Prasad, Advocate
Mr. Raja Goswami, 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 : 16-01-2018

Delay of 25 days in filing of this appeal is
condoned. I.A. No. 7594 of 2017 stands allowed and disposed
of.

The question of statement and the proceedings for
auction of the property, as is evident from the order passed by
the learned Writ Court, is sub judice before the D.R.T. where all
the objections with regard to the auction proceedings and the
price received in the auction can be challenged and, therefore, at
this stage, no indulgence into the matter is called for. The



appellant is at liberty to raise objections as are permissible under law before the D.R.T. where the matter is sub judice.

With the aforesaid, the Letters Patent Appeal stands disposed of.

(Rajendra Menon, CJ)

(Anil Kumar Upadhyay, J)

P.K.P./-

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
Uploading Date	17.01.2018
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