

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO.13033 OF 2017

MOHD MOHSIN MOHD YASIN
VERSUS
THE PRINCIPAL,
MILIND COLLEGE OF SCIENCE NAGSENAVAN,
AURANGABAD AND ANOTHER

Mr.M.A.Khan, Advocate for petitioner
Mr.K.S.Pande, Advocate for respondent no.2

**CORAM : S.S. SHINDE AND
R.G. AVACHAT, JJ.
DATE : FEBRUARY 01, 2019**

PER COURT

On 25.01.2019, since Counsel for respondent no.2 – Bank was not present, we had directed the Branch Manager, Bank of Baroda, Samarth Nagar Branch, Aurangabad, to remain present today in this Court.

2. Learned Counsel for respondent no.2 submits that the Branch Manager of the said Bank was present in the Court today, however, due to some urgent work, he left the Court at 3.30 p.m. Be that as it may, we are satisfied with the explanation given by learned Counsel

appearing for respondent no.2. Therefore, presence of respondent no.2 is not necessary. His presence is dispensed with.

3. Learned Counsel for the petitioner, on instructions, submits that if respondent no.2 is ready to release Rs.Two Lakhs, the petitioner will not press for the amount of interest.

4. Learned Counsel for respondent no.2, on instructions, makes a statement across the bar that respondent no.2 will release Rs.Two Lakhs by transferring the same in the account of the petitioner, till 06.02.2019.

5. In the light of the statement made across the bar, nothing survives for consideration in this petition. Hence, Writ Petition stands disposed of.

[R.G. AVACHAT, J.]

[S.S. SHINDE, J.]

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