

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

WRIT PETITION NO.6207/2012

Shikshak Sahakari Bank Ltd. through its Authorised Officer, Nagpur

...Versus...

Shri Vishwanath s/o Chandrikaprasad Gupta and another

WITH

WRIT PETITION NO.713/2020

Shri Vishwanath s/o Chandrikaprasad Gupta

...Versus...

Shikshak Sahakari Bank Ltd. through its Authorised Officer, Nagpur

Office Notes, Office Memoranda of Coram,
appearances, Court's orders or directions
and Registrar's orders

Court's or Judge's orders

Shri A.S. Joshi, Counsel for petitioner in W.P. No.6207/12
Shri C.F. Bhagwani, Counsel for respondent no.1 in W.P. No.6207/12
Shri H.D. Dubey, AGP for respondent no.2/State in W.P. No.6207/12
Shri C.F. Bhagwani, Counsel for petitioner in W.P.No.713/2020
Shri A.S. Joshi, Counsel for respondent in W.P. No.713/2020

CORAM : AVINASH G. GHAROTE, J.

DATE : 27/02/2020

1. The petitioner – Bank and respondent no.1- Vishwanath Chandrikaprasad Gupta, have filed a joint pursis in this Court signed by them as well as by their Counsels stating that the matter has been settled between them on the terms as contained therein.

2. In the first half, the matter was referred to the Registrar (Judicial), requesting him to verify the settlement and identity of the parties and submit a report, in accordance

with which the Registrar (Judicial) has submitted a report, which states that he has verified the identities of the parties and the petitioner - Bank as well as respondent no.1 have confirmed the contents of the one time settlement proposal, mentioned in the pursis and the terms and conditions as contained therein.

3. In light of the report, the settlement as reflected in the pursis dated 27/2/2020 is accepted. The petitioner - Bank is therefore permitted to withdraw the amount of Rs.6,10,263/- deposited in this Court in pursuance of the order dated 30/10/2017 in Writ Petition No.6207/2012 and so also the further amount of Rs.5,00,000/-, as deposited in this Court in Writ Petition No.713/2020, in pursuance of the order dated 11/2/2020.

4. Since the settlement is recorded, there shall be an award in terms thereof, as the matter arises out of proceedings under Section 91 of the Maharashtra Co-operative Societies Act, 1960.

Both the writ petitions are accordingly disposed of in terms of the settlement. No order as to costs.

JUDGE