

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20693 of 2021

1. Rina Kunwar W/o Late Nagendra Singh Resident of Mohalla-Subhash Nagar, Dehri-on-Sone, Near Cold Store, P.S. Dehri (Town), Dist. Rohtas.
2. Amit Singh @ Manendra Singh S/o Bhikari Singh Resident of Mohalla-Subhash Nagar, Dehri-on-Sone, Near Cold Store, P.S. Dehri (Town), Dist. Rohtas.

... .. Petitioner/s

Versus

1. The State Bank of India through its Chairman.
2. Deputy General Manager of S.B.I. Zonal Office, Patna.
3. The Assistant General Manager, Regional Office, Patna.
4. The Chief Manager, S.B.I. Personal banking, Dehri-on-Sone Branch, Dist.-Rohtas.
5. The Authorized Officer S.B.I., Dehri-on-Sone Branch, Dist.-Rohtas.
6. M/s jagdamba Enterprises C/o Shailendra Singh, Resident of Main Gali Subhash Nagar, Dehri-on-Sone, P.S. Dehri (Town), Dist.-Rohtas.
7. Shailendra Singh S/o Bhikhari Singh Resident of Main Gali Subhash Nagar, Dehri-on-Sone, P.S. dehri (Town), Dist. Rohtas.
8. Bhikhan Singh S/o Ramanand Singh Resident of Main Gali Subhash Nagar, Dehri-on-Sone, P.S. Dehri (Town), Dist. Rohtas.
9. Phulpati Devi W/o Bhikhari Singh Resident of Main Gali Subhash Nagar, Dehri-on-Sone, P.S. Dehri (Twon), Dist. Rohtas.
10. Kalendra Kumar Singh S/o Bhikari Singh Resident of Main Gali Subhash Nagar, Dehri-on-Sone, P.S. Dehri (Town), Dist.-Rohtas.

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwari, Advocate
For the Respondent/s : Mr.Kaushlendra Kumar Sinha, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 21-12-2021

Petitioners have prayed for the following relief(s):



For setting aside the E-Auction Sale Notice
issued under the signature of authorized officer
S.B.I., Dehri-on-Sone dt 19.11.2021
(impugned order)

Annex 4) whereby and whereunder the Schedule of
Auction is being fixed on 22.12.2021 for Sale of
immovable assets under the Securitization and
Reconstruction of Financial Assets and Enforcement
of Security Interest Act 2002 r/w Proviso to Rule
8(6) of the Security Interest (Enforcement) Rules,
2002 by which notice was given to the public in
general in particular to the borrowers and
guarantors about Plot No.81 a pertaining to Khata
No. 36 having an area 18 Dhur registered in the
name of Respondent No. 7 to 10 dt. 3.07.89 vide
deed No. 10305, 10304, 10307.

Learned counsel for the respondent Bank states that
yesterday the principal borrower has submitted an offer as also
submitted a sum of Rs. 2,00,000/-.

In view of the same, the proposed auction, subject
matter of challenge in the present petition, has been cancelled.



Only in the event of the principal borrower not adhering to the terms of the settlement or failing to deposit the amount due and payable to the Bank, coercive steps shall be initiated, including releasing the money through the sale of the mortgaged property.

Statement accepted and taken on record.

In view of the same, petitioners do not press the present petition, reserving liberty to seek appropriate remedies as are provided in accordance with law, should the need so arise subsequently.

Prayer allowed.

Petition is disposed of as withdrawn with the liberty aforesaid.

Interlocutory application, if any, shall also stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

K.C.Jha/-

U			
---	--	--	--

