

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6691 of 2014

Meenu Sharma, Wife of Ramanand Prasad Singh, R/O Mohalla- Sikandarpur
New Area, P.O. P.S.- Town, District- Muzaffarpur

... .. Petitioner/s

Versus

1. The Regional Manager Canara Bank, Exhibition Road, Muzaffarpur
2. Branch Manager, Canara Bank, Motijhil Branch, Muzaffarpur
3. Lal Kishore Singh, S/O Late Birendra Singh Shikhpur Akhara Ghat Road
No. 3, P.S.- Ahiyapur, District- Muzaffarpur

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Shiva Shankar Sharma, Advocate
For the Respondent/s	:	Mr. Ajay Kumar Sinha, Advocate
		Mr. Ranjan Ghosharve, Advocate
		Mr. Chandrakant, Advocate
		Mr. Manish Kumar, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

(The proceedings of the Court are being conducted by Hon'ble the Chief Justice/Hon'ble Judges through Video Conferencing from their residential offices/residences. Also the Advocates and the Staffs joined the proceedings through Video Conferencing from their residences/offices.)

Date : 11-01-2022

Petitioner has prayed for the following relief(s):-

1. That, this is an application for issuance of an appropriate writ order/orders direction to the respondent authority to cancel the sale certificate issued on 18.9.2013 in favour of auction purchaser (private respondent no.3) of evident from Annexure-14 in view of willingness of the petitioner to make payment of Principal amount along with reasonable interest within the periphery of guideline of the bank issued time to time and for any other consequential relief/reliefs of this Hon'ble Court



may deem fit and proper under the circumstances
of the bank.

After the matter was heard for some time, learned counsel for the petitioner finding the court not to be in favour of the submissions made across the bar, seeks permission to withdraw the present petition reserving liberty to take recourse to such alternative remedies which are equally efficacious available in accordance with law.

Liberty granted.

Needless to say, the period for which the petitioner has been pursuing the remedy before this Court shall be excluded for the purpose of counting the limitation.

At this stage, Shri Ajay Kumar Sinha, learned counsel for the Bank, states that the petitioner shall take recourse to such remedies within a period of one week from today.

We are sure that even this period would not be counted for the purpose of limitation, more so, in view of the orders passed by this Court as also Hon'ble the Supreme Court in relation to the proceedings governing the period of limitation during the time of current pandemic Covid-19.



Petition stands disposed of in the aforesaid terms.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

Sujit/Amrendra

AFR/NAFR	
CAV DATE	
Uploading Date	13.01.2022
Transmission Date	

