

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.8369 of 2022

1. Ganesh Chaurasiya, Son of Ramesh Chaurasiya, Resident of in front of Bank of India, Jamal Road, P.S. Kotwali, District-Patna.
2. Adesh Anand Son of Ramesh Chaurasiya Resident of in front of Bank of India, Jamal Road Patna.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, General Administration, Bihar, Patna.
2. The Collector, Patna.
3. The Circle Officer, Patna Sadar, Patna.
4. The Chief General Manager, Bank of India, having Registered Head Office, Star House, C-5, G Block, Bandra-Kurla Complex, Bandra (East), Mumbai-400051, Maharashtra, India.
5. The Zonal Manager, Bank of India, Patna Zone, Zonal Office-Chanakya Palace, Birchand Patel Marg, Patna.
6. The Chief Manager, Bank of India, Jamal Road Branch, P.S.-Kotwali, District-Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Surendra Kishore Thakur, Advocate Mr. Ashutosh Kumar, Advocate Ms. Y. Madhvi, Advocate
For the Respondent/s	:	Mr. Manish Kumar, G.P.-4

CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 14-07-2022

Heard learned counsel for the parties.

Petitioners have prayed for the following relief(s):-



(i) For issuance of writ in the appropriate nature commanding and directing the Respondent Bank of India to remove the sign board taking possession by the Bank from the land of the petitioners as the petitioners has never taken any loan from the Bank nor have mortgaged the plot against any loan.

(ii) For further direction to the Respondent authorities not to disturb in peaceful possession of the petitioners over the

Learned counsel for the petitioners, under instructions, seeks permission to withdraw the present petition reserving liberty to take appropriate action in accordance with law, including initiating proceedings before the Debt Recovery Tribunal and/or filing an appeal before the Debt Recovery Appellate Tribunal/approaching the respondent Bank.

Permission granted.

We are sure that as and when any such proceedings are initiated, before the appropriate forum/Tribunal, the same shall be considered and decided expeditiously, in accordance with law.

Needless to add, period for which the petitioners have been pursuing the matter before this Court, shall be



excluded for the purpose of computing limitation.

It is made clear that we have not expressed any opinion on merits. All issues are left open.

The petition stands disposed of as withdrawn with the liberty aforesaid.

Interlocutory application(s), if any, shall stand disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	18.07.2022
Transmission Date	

