

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10223 of 2022

Sanjeev Kumar S/o Ramdeo Mandal, residing at Maksuspur Kalisthan, Kauda Maidan, P.S. - Munger, District - Munger, Proprietor of M/S Shiv Ganga Motors, Chhoti Mirzapur, Jamalpur Road, Munger - 81120.

... .. Petitioner/s

Versus

1. The Canara Bank, Zonal Office Munger through its Regional Manager.
2. The Regional Manager, Canara Bank Regional Office, Munger.
3. The Branch Manager, Canara Bank, Main Branch Munger.
4. The Authorized Officer, Canara Bank, Main Branch Munger.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Gopal Prasad Roy, Advocate
		Mr. Suresh Mishra, Advocate
For the Respondent/s	:	Mr. Rajan Ghoshra, Advocate

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

Date : 10-08-2022

Heard learned counsel for the parties.

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

- I. That the present writ petition is being filed for issuance of an appropriate writ/order/direction commanding the respondents to withdraw the notice dated 18.04.2022 (as contained in Annexure-4 of the instant petition) issued under the signature of Authorized Officer, Canara Bank, Munger Branch by which petitioner was directed to make payment of Rs.2,14,10,654.71(Rs. Two Crore Fourteen Lakh Ten Thousand Six Hundred Fifty Four and Seventy One Paise) declaring the debt as Non-Performing Asset on 05.04.2022 in spite of petitioner is depositing the loan amount regularly and also to restrain the respondents to take any further harsh recourse against the petitioner.



In view of the fact that Debts Recovery Tribunal is now functional, learned counsel for the petitioner, under instructions, seeks permission to withdraw the present petition reserving liberty to take recourse to such other remedies, as are otherwise available, in accordance with law.

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, preferably within a period of six months from the date of initiation of proceedings.

Needless to add, period for which the petitioner has 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	11.08.2022
Transmission Date	

