

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.10523 of 2022

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M/s Jai Hanuman Agrotech Pvt. Ltd. through its Director Ajeet Kumar, male, aged about 39 years son of Bishwanath Prasad Mahto registered office at Madhaipur, Vidyapati Nagar, Dalsingsarai, Samastipur, Bihar- 848503

... .. Petitioner/s

Versus

1. The Canara Bank Through its authorized officer, Dalsingsarai Branch Vidyapati Nagar, Dalsingsarai Samastipur, Bihar- 848503.
2. The Branch Manager, Canara Bank Dalsingsarai Branch, Dalsingsarai Samastipur, Bihar- 848503

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Shivnandan Bharti, Advocate Mr. Pintu Kumar Patel, Advocate Mr. Mukesh Kumar Mishra, Advocate Mr. Pritam Priyadarshi, Advocate
For the Respondent/s	:	Mr. Rajan Ghoshrao, Advocate

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

Date : 11-08-2022

Heard learned counsel for the parties.

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

- I. For issuance of an appropriate writ and/or writs in the nature of mandamus commanding upon the Respondent authorities to consider and accept the Letter of Request dated 26.05.2022 and 01.06.2022 sent by the petitioner to Respondent bank for settlement of its outstanding dues against the loans.



- II. For a direction upon respondent bank and its authorities consider the proposal of the petitioner for settlement of the loan account scheme as the petitioner is ready to make payment of the loan amount as per the demand notice issued by them.
- III. For a direction upon the respondent Bank restraining them from putting the petitioner's mortgaged properties on auction during the pendency of this application.
- IV. For issuance of any other writ/writs order/orders and direction/directions for which petitioner may be found entitled

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.

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	12.08.2022
Transmission Date	

