

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16652 of 2021

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Avanish Kumar @ Avinash Kumar son of Sanjay Sharma resident of Village-
Mananpur Chhotki Akouna, Police Station- Ghoshi, District- Jehanabad.

... .. Petitioner/s

Versus

1. The General Manager, Indian Bank Zonal Office, Kotwali, Patna.
2. The Zonal Manager, Indian Bank, Zonal Office Gaya South, Vishar Talab Road Gaya Bihar.
3. The Branch Manager-cum- Authorized Officer, Indian Bank, Ghoshi Branch, District- Jehanabad.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary, Advocate
For the Respondent/s : Dr. Binod Kumar Jha, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 18-08-2022 Petitioner has prayed for the following relief(s):-

(i) For issuance of a writ in the nature of certiorari for quashing the possession notice dated- 26.08.2021 issued under the signature of Authorized Officer i.e. Respondent No. 3 whereby and where under the respondent no. 3 had taken the possession of the property since 26.08.2021 inter-alia on the ground that the petitioner has



failed to repay the amount taken as Education Loan since 29.10.2019.

- (ii) For issuance of an appropriate writ in the nature of mandamus commanding and directing the respondent bank to not take possession of the property of the petitioner as the petitioner became helpless to have a job due to the Pandemic of COVID-19 in which most of the people of the country have lost their job and the companies are not offering any job in this particular situation. As the petitioner could not make the payment since 2019 as he is still unemployed and onwards coupled with the facts that the petitioner is ready to repay the principal amount till the May 2022 if the situation will become favourable.
- (iii) For issuance of an appropriate writ in the nature of mandamus commanding and directing the Respondent Bank not to charge any extra amount or interest over the loan sanctioned which has not been repaid due to the situation created by Pandemic COVID-19 and when there is a situation of increasing unemployment in the entire country.
- (iv) And or issuance of any other appropriate consequential writ or writs under the facts and circumstances of the case.



Learned counsel for the petitioner seeks permission to
withdraw the present petition.

Permission granted.

The instant petition stands disposed of as withdrawn.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

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