

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17292 of 2021

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Mahabir Ram Son of Late Nathuni Ram, Resident of Tikara Tola Kudra, P.S. Kudra, District- Kaimur at Bhabhua.

... .. Petitioner/s

Versus

1. The State of Bihar through the Finance Department, Government of Bihar, Patna.
2. The Principal Secretary, Finance Department, Government of Bihar, Patna.
3. The Zonal Manager, Punjab National Bank, 2nd Floor, Chanakya Towers, R Block, Patna.
4. The Senior Manager, Branch Head, Punjab National Bank, Kudra.
5. The Manager, Punjab National Bank, Branch Kudra, District- Bhabhua.
6. Abhishekh Pandey S/o not known (Mobile No. 9973029824, Whats app No. 8539073311), the Agent of Punjab National Bank, Branch- Kudra, Bhabhua.
7. Sanjay Kumar S/o not known C/o Manglam Cloth Shop, Mohania, P.O. Mohania, P.S.- Mohania, District- Kaimur at Bhabhua being friend of Abhishekh Pandey).

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Shambhu Sharan Singh, Advocate
For the Respondent/s : Mr. Lalit Kishore (Ag)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE S. KUMAR

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

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(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.)

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Date : 24-01-2022

Heard learned counsel for the parties.

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



- (i) For commanding the respondent authorities who have been taking malafied action against the petitioner by way of letter dated 02/07/21 issued in the hand of Senior Manager Branch Head, Punjab National Bank Kudra (Respondent No. 4) Communicated to the petitioner on 7/07/2021 whereunder only seven (7) days the time of payment of Rs. 36,559.00/- as on 30/06/2021 with interest and legal charges due from 01/07/2021 ignoring the earlier settlement held in between the PNS Bank Kudra Branch and the petitioner ^{only} ~~as well as~~ to save the skin from the legal notice dated 03/05/2021 sent through speed post, the respondent concern on the basis of payment mode of proposed and settled amount in between petitioner and Manager Punjab National Bank, Branch Kudra.
- (ii) For Stay the proceeding against this petitioner by the Respondent Bank, any ways either by way of recovery of debt through Debt Recovery Tribunal or other forum or the letter dated 02/07/2021 issued in the hand of Senior Manager Branch Head, Punjab National Bank Kudra Till the disposal of this writ petition.
- (iii) For other relief/reliefs as your Lordships may be deem fit and proper.
- That the petitioner is the Citizen of India

We notice that petitioner is not able to abide by the settlement dated 5th of December, 2020 (Annexure-1).

Learned counsel for the petitioner states that petitioner be permitted to approach the respondent Bank giving a proposal for One Time Settlement, which the Bank should consider accounting for the attending circumstances, the hardship faced by the petitioner on account of the current pandemic Covid-19.



Well, it is always open for the petitioner to approach Respondent No. 5, namely, the Manager, Punjab National Bank, Branch Kudra, District- Bhabhua.

We are hopeful that as and when the proposal is submitted, the same shall be dealt with in accordance with law, expeditiously.

Petitioner undertakes to appear in the office of the said officer on 1st of February, 2022 at 10:30 A.M. and his request shall be positively considered within two weeks;

We have not expressed any opinion on merits of the case. All issues are left open.

The instant petition stands disposed of in the aforesaid terms.

Interlocutory Application(s), if any, stands disposed of.

(Sanjay Karol, CJ)

(S. Kumar, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	27.01.2022
Transmission Date	

