

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19525 of 2021

1. Shubhendu Anand Son of Sri Dilip Kumar Proprietor of M/s Anand Drug Enterprises, Usha Bhawan, Ward No. 21, Jai Prakash Nagar, Khagaria, P.O. and P.S.- Khagaria, District- Khagaria.
2. Dilip Kumar Son of Late Ramakant Poddar Resident of Jai Prakash Nagar, Khagaria, P.O. and P.S.- Khagaria, District- Khagaria.

... .. Petitioner/s

Versus

1. The Branch Manager, Main Branch, State Bank of India Khagaria, PO, P.S. and District- Khagaria.
2. The Chief General Manager, Associate Subsidiary Department, State Bank of India, Corporate Centre, 4th Floor, State Bank Bhawan, Kadwa Cama Road, Mumbai- 400021.
3. The Zonal Manager, State Bank of India (SARB), South Gandhi Maidan, Patna.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr.Kaushal Kumar, Advocate
For the Respondent/s	:	Mr.Ajay Prasad, Advocate

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

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

Date : 01-02-2022

Heard learned counsel for the parties.

Petitioners have prayed for following relief(s):-

- (i) For issuance of a writ/direction or order in the nature of mandamus for issuance of a direction to the respondent authority for dispose of the representation dated 03.10.2021 as well as 08.11.2021 filed by the petitioner under Section 13(3A) of the SARFAESI Act after given an opportunity for hearing to the petitioner.
- (ii) For issuance of a direction to the respondent authority that during pendency of the representation dated 03.10.2021 as well as 08.11.2021 filed by the petitioner under

section 13(3A) of the SARFAESI Act no coercive action shall be taken against the petitioner or status quo should as existed shall be maintained till the disposal of the writ application.

- (iii) Pass such other order or orders as your Lordships may deem fit and proper in the facts and circumstances of this case.

It is submitted on behalf of learned counsel for the petitioners in presence of learned counsel for the Bank that due to subsequent events, petitioner may be permitted to withdraw

this writ petition.

Permission is granted.

The writ petition is dismissed as withdrawn.

Liberty reserved to petitioners to approach the court, if the need so arises subsequently on the same and subsequent cause of action.

(Sanjay Karol, CJ)

(S. Kumar, J)

Rajiv/veena-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	