

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.19856 of 2021

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Srimati Neha Devi Wife of - Sri Manoj Kumar Mohalla - Rikabganj, Ganga
Mandir Katra Bazar, P.S. - Malsalami, Patna City, Distict- Patna, for and on
behalf of Rakesh Kumar son of Lal Bahadur Rai, at Sarifganj, P.S. Malsalami,
Patna City, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. The Home Commissioner, Government of Bihar, Patna.
3. The Director General of Police, Bihar, Patna.
4. The Secretary, Department of Transport Government of Bihar, Patna.
5. The Chief Manager, Reserve Bank of India, South Gandhi Maidan, Patna.
6. Superintendent of Police, Patna.
7. Branch Manager, Sri Ram Transport Finance Company Limited at
Bakhtiyarpur now office at Phatuha, P.S. Marsalami, Patna City, District-
Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate
Mr. Manoj Kumar, Advocate
For the Respondent/s : Mr. Md. Nadim Seraj, GP-5

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

(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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3 14-02-2022

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



1. That this is an application for direction to the Respondent authorities the Respondent No. 2 to 6 to issue order and direction to see that the Bank or financing companies do not seize the vehicle of Pvt person through goons on road as well as to financial institution not to seize the financed vehicle from the Owner of vehicle without any proper order of court or Debt Recovery Tribunal as held by our own High Court reported in BLJ 2020 Page -96 in the case of Sujay Kumar versus UCO Bank Limited, following the ruling of Supreme Court in the case of Shanti Sharma versus ICICI Bank Limited as well as further direction to the Respondent No. 7 the Branch Manager Sri Ram Finance Company Limited at Fatwah not to seize the vehicle of petitioner through goons by illegal means and using force.

After the matter was heard for some time, finding the Bench not to be in favour with the submissions made across the Bar, learned counsel for the petitioner seeks permission to withdraw the present petition reserving liberty to take recourse to such remedies as are otherwise available in accordance with law as also, should the need so arise, approach this Court by filing a proper petition.

Liberty, as prayed for, granted.

The instant petition stands disposed of as



withdrawn with the liberty aforesaid.

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

(Sanjay Karol, CJ)

(S. Kumar, J)

P.K.P./Amrendra

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