

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.15291 of 2022

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1. Bageshwar Singh S/o Late Vishnudeo Singh, Resident of Village- Mandar, P.O. Mirjapur, P.S. N.T.P.C. Khaira, District- Aurangabad, Bihar Pin Code- 820401.
 2. Sidheshwar Prasad Singh @ Sidheshwar Singh Son of Late Vishnudeo Singh, Resident of Village- Mandar, P.O. Mirjapur, P.S. N.T.P.C. Khaira, District- Aurangabad, Bihar Pin Code- 820401.
 3. Akhileshwar Kumar S/o Sipahi Prasad, Resident of Village- Mandar, P.O. Mirjapur, P.S. N.T.P.C. Khaira, District- Aurangabad, Bihar Pin Code- 820401.

... .. Petitioner/s

Versus

1. The Circle Head, Circle Office, Punjab National Bank, Aurangabad Bihar Branch, Aurangabad, Bihar.
2. The Branch Manager, Punjab National Bank, Ankorha, Block- Navinagar, District- Aurangabad, Bihar Pin Code- 820401.
3. Sunil Kumar S/o Sipahi Singh, Resident of Village- Mandar, P.O. Mirjapur, P.S. N.T.P.C. Khaira, District- Aurangabad, Bihar Pin Code- 820401. At present Address-Marar Niwas New Area Near Sant Marry School, Aurangabad, Bihar Pin Code-824101.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Kumari Chandna, Advocate
For the Respondent/s	:	Mr. Mritunjay Kumar, Advocate
		Ms. Shilpi Singh, Advocate
		Mr. Vibhuti Kumar, Advocate

CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 05-12-2022

Heard learned counsel for the parties.

Petitioners have prayed for the following relief(s):-



- (i) To issue an appropriate writ preferably in the nature of 'Mandamus' commanding upon the respondent Branch Manager, Punjab National Bank Branch Ankorha, Aurangabad, Bihar to pay the amount equivalent to the shares of the petitioners which is lying in Saving Account No.2766000100127556 maintained with the bank.
- (ii) In alternative to direct the respondent Manager, Punjab National Bank, Branch Ankorha, Aurangabad, Bihar to allow the petitioners to operate Bank Account No. 2766000100127556 waiving the condition that the said account would be operated by joint signature of all four persons i.e. the petitioners and respondent no.3 namely Sunil Kumar.
- (iii) To grant any other relief(s), for which the Petitioners may be found entitled to in the facts and circum- stances of the case.

In view of the dispute *inter se* the petitioners and private respondents, no direction can be issued in favour of the petitioners, as against Respondent Nos. 1 and 2 for release of the amount deposited by the predecessor in interest of the private parties to the instant *lis*.



As such, the present petition is disposed of reserving liberty to the petitioners to take recourse to such remedies as are otherwise available in accordance with law.

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

(Sanjay Karol, CJ)

(Partha Sarthy, J)

Amrendra/PKP

AFR/NAFR	
CAV DATE	
Uploading Date	06.12.2022
Transmission Date	

