

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.20719 of 2019

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Dipak Pandit, S/o Vindeshwari Pandit, Resident of Village-Dumri, P.S.-
Muffasil, District-Begusarai.

... .. Petitioner/s

Versus

1. The Zonal Manager, United Bank of India, Regional Office, Dr. Rajendra Prasad Road, Katihar.
2. The Branch Manager, United Bank of India, Alapur Branch, Begusarai.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Ranjeet Kumar Singh, Advocate
		Mr. Pawan Kumar Singh, Advocate
For the Respondent/s	:	Mr. Binod Bihari Sinha, Advocate

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL JUDGMENT

(Per: HONOURABLE THE CHIEF JUSTICE)

Date : 12-12-2022

Heard learned counsel for the parties.

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

- (i) For issuance of any appropriate writ or writs, rule or direction, especially in the nature of mandamus directing the respondents United Bank of India to restrained the auction proceedings of mortgage property of the petitioner i.e. total land 1488 sq.ft. situated at mauza Dumri, Thana No. 410, Khata No. 668, Khesra No. 518, Tauzi No. 9049 for which the petitioner is ready to deposit in instalment taking liability of the due loan as such



the arbitrary action taken by the respondent United Bank of India is liable to interfere by this Hon'ble Court for the ends of justice.

- (ii) For issuance of any appropriate writ or writs, rule or direction especially in the nature of mandamus directing the respondents United Bank of India to file his counter affidavit by giving detail loan and interest amount and how much amount has been paid by the petitioner and thereafter the petitioner may be directed to pay the due amount in monthly instalment to the respondent bank.
- (iii) For issuance of any appropriate writ or writs, rule or direction as your lordships may deem fit and proper to the facts and circumstances of the case as well as for which the petitioner may be found entitled thereto.

Learned counsel for the petitioner submits that petitioner is ready and willing to submit a proposal, concrete in all respect, requesting for One Time Settlement, and as such, he does not press the present petition, save and except seeks a direction for the respondents to decide the same expeditiously.

Learned counsel for the respondents states that as and when any such request is made, the same shall be considered and decided expeditiously, in accordance with law, within a



period of four weeks thereafter.

Statement accepted and taken on record.

Needless to add, we have not expressed any opinion on merits. All questions of fact and law are left open.

The instant petition stands disposed of as not pressed, with the liberty/observation aforesaid.

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

(Sanjay Karol, CJ)

(Partha Sarthy, J)

P.K.P./Amrendra

AFR/NAFR	
CAV DATE	
Uploading Date	13.12.2022
Transmission Date	

