

AD-11
Ct No.09
26.08.2022
TN

WPA No. 7591 of 2022

Purnima Mukherjee
Vs.
Bank of India and others

Mr. Tapas Kr. Ghose,
Mr. Tanmoy Chowdhury

.... for the petitioner

Affidavit-of-service filed in court today be kept on record. None appears for the Bank.

Learned counsel for the petitioner contends that although a criminal proceeding was taken out against the partner of the petitioner in business in respect of an allegation of defalcation of an amount and the said partner subsequently got enlarged on bail, there was no proceeding initiated at any point of time against the present petitioner.

However, it is submitted that the petitioner, as a joint account holder and partner of the accused in the criminal case, is not being permitted to operate their joint bank account, thereby causing detriment to the business of the petitioner.

Accordingly, a representation was given on February 22, 2022, which is annexed at page 30 (Annexure P4) of the writ petition.

In view of the innocuous nature of the prayer, further service on the Bank is not directed.

Accordingly, WPA No. 7591 of 2022 is disposed of by directing the respondent no.1, that is, the Bank of India, more specifically, the Branch Manager, Bank of India, Chittaranjan Branch (respondent no.3 herein) to give a hearing to the petitioner and decide on her demand justice dated February 22, 2022, as annexed at page 30 of the writ petition, in accordance with law as expeditiously as possible, positively within a fortnight from the date of communication of this order to the respondent no.3.

The parties shall act on the written communication by the learned Advocate for the petitioner, coupled with a server copy of this order, without insisting upon prior production of a certified copy thereof.

There will be no order as to costs.

Urgent photostat certified copies of this order, if applied for, be made available to the parties upon compliance with the requisite formalities.

(Sabyasachi Bhattacharyya, J.)