

15 16.05.2024
AN Ct. No. 01
RP

MAT 580 of 2024
with
IA No. CAN 1 of 2024

Sri Mriganka Chatterjee
Vs.
Union of India & Ors.

Mr. Swarup Banerjee
Mr. Sajal Kumar Ghosh
... For the appellant

Mr. Subhadip Paramanik
... For the U.O.I.

Ms. Sreemoyee Mitra
... For the Canara Bank

1. Heard learned counsel for the respective parties present.

2. This intra-Court appeal filed by the writ petitioner is directed against the order dated 11.03.2024 passed in WPA 5505 of 2023. Admittedly, the writ petitioner is a defaulter of an educational loan availed by the respondent bank. This has been mentioned by the learned Single Judge in more than one place in the impugned order. The question is whether the defaulter is entitled to subsidy cannot be decided in the writ petition.

3. Therefore, we find no grounds to interfere with the impugned order passed by the learned Single Judge. Hence, the appeal stands **dismissed**. However, considering the facts that the loan availed being an educational loan, the cost imposed upon the appellant is deleted and it is open to the appellant to approach the respondent bank for one time settlement of the loan which

shall be considered in accordance with law.

(T. S. Sivagnanam)
(Chief Justice)

(Hiranmay Bhattacharyya, J.)