

13.11.2024
Item No.14
RP
Ct. No.01

MAT 1888 of 2024
+
IA No.CAN 1 of 2024
Bank of Baroda & Anr.
Vs.
Suman Poddar

Mr. D. Talukdar
Ms. R. Hossain
Ms. A. Shah

....for Appellants

Mr. Abhimanyu Banerjee

....for Respondent

1. We have heard the learned advocate for the appellant and the learned advocate for the respondent/writ petitioner.
2. It has been pointed out by the learned advocate for the respondent/writ petitioner that the order and direction issued by the learned Single Bench dated 30th November, 2023 impugned in this appeal has been complied with inasmuch as a sum of Rs.7,52,750/- has been refunded to the writ petitioner by the appellant bank, what remains to be paid is simple interest payable at the rate of 10% per annum within a time frame fixed by the learned Single Bench.
3. In our considered view, the interest payable at the rate of 10% per annum appears to be on the higher side and since the bank has also refunded a sum of Rs.7,52,750/-, we modify the order and direction

issued by the learned Single Judge by reducing the rate of interest at the rate of 6% per annum, which shall be payable within a period of eight weeks from the date of receipt of the server copy of this order. The interest payable at the rate of 6% per annum shall be computed from 1st November, 2023 till the date of payment.

4. With the aforesaid direction, this appeal and the connected application are disposed of.

(T.S SIVAGNANAM)
CHIEF JUSTICE

(HIRANMAY BHATTACHARYYA, J.)