IN THE HIGH COURT OF MADHYA PRADESH AT INDORE

BEFORE

HON'BLE SHRI JUSTICE PRANAY VERMA

ON THE 5th OF FEBRUARY, 2024

WRIT PETITION No. 2724 of 2024

BETWEEN:-

RAKESH ARORA S/O SHRI KASHMIRILAL JI ARORA, AGED ABOUT 56 YEARS, OCCUPATION: BUSINESS RO BUNGALOW NO. 48 NEEMUCH DISTT. NEEMUCH (MADHYA PRADESH)

.....PETITIONER

(BY SHRI MAKBOOL AHMAD MANSOORI- ADVOCATE)

AND

1. **THE STATE OF MADHYA PRADESH PRINCIPAL SECRETARY DEPARTMENT OF EXCISE VALLABH BHAWAN BHOPAL (MADHYA PRADESH)**

2. **UCO BANK THROUGH ITS CHIEF EXECUTIVE OFFICER CUM MANAGING DIRECTOR UCO BANK HEAD OFFICE, 10, B T M SARANI KOLKATA (WEST BENGAL) (WEST BENGAL)**

3. **UCO BANK NEEMUCH THROUGH THE BRANCH MANAGER UCO BANK NEEMUCH (MADHYA PRADESH)**

.....RESPONDENTS

(BY SHRI MUKESH PARWAL - PANEL LAWYER)

This petition coming on for admission this day, the court passed the following:

ORDER

By this petition preferred under Article 226 of the Constitution of India, the petitioner has prayed for the following reliefs:

"7.1 It is therefore most humbly prayed that this Hon'ble

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Signed by: JYOTI CHOURASIA
Signing time: 05-Feb-24 5:29:00 PM

Court may kindly be pleased to allow this petition and an appropriate writ, order or direction may kindly be issued directing the respondent No.3 to consider the representation submitted by the petitioner and to release the documents of the immovable properties owned by the petitioner as mentioned in the Bank Guarantee dated 29.03.2022.

7.2 An appropriate writ, order or direction may kindly be issued directing the respondent No.3 t conduct an enquiry and to take an appropriate and suitable action against the concerning persons or officers, who are responsible to use the documents of the petitioners without his consent.

7.3 Any other relief, which this Hon'ble Court deem fit under the facts and circumstances of the case, may kindly be granted in favour of the present petitioner. "

2. Learned counsel for the petitioner submits that in respect of the relief as claimed by the petitioner in this petition, he has already made an application on 05.01.2024 (Annexure P/3) to the respondent No.3 but the same is still pending consideration and has not been decided. A prayer has been made for a direction to respondent No.3 to decided the application to the petitioner within a stipulated period.

3. In the available facts and circumstances of the case, I deem it fit and proper hence direct that the application dated 05.01.2024 (Annexure P/3) of the petitioner shall be decided by respondent No.3 within a period of four weeks from the date of receipt of certified copy of this order in accordance with law.

4. With the aforesaid, without expressing any opinion on merit, petition stands disposed off.

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Signed by: JYOTI CHOURASIA
Signing time: 05-Feb-24 5:29:00 PM

(PRANAY VERMA)
JUDGE

jyoti

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Signed by: JYOTI CHOURASIA
Signing time: 05-Feb-24 5:29:00 PM