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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 7851/2024 & CM APPL. 32475/2024

SH. KATAR SINGH BHATI

..... Petitioner

Through: Mr. Sanjeev Kumar and Mr. Adarsh
Kumar, Advocates (through VC)

versus

JAIN COOP. BANK LTD. AND ORS

..... Respondent

Through: Mr. Karn Bhardwaj, ASC, GNCTD
with Mr. Shubham Singh, Mr. Rajat
Gaba and Mr. Saurabh Dahiya,
Advocates for R-2

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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28.05.2024

1. Present writ petition has been filed challenging the notice dated 05th February, 2024 for attachment of salary, retirement benefits and other allowances of the Petitioner to recover the outstanding loan amounts.
2. Learned counsel for the Petitioner states that *vide* order dated 24th May, 2023, Respondent No. 2/Assistant Collector-I directed attachment of Rs. 10,000/- per month from the salary of the Petitioner to the extent of Rs.72,465/- up to 30th April, 2009 plus further interest of 15+2% from 01st May, 2009 for recovery of loan availed by Respondent No. 3. He, however, states that Petitioner did not stand surety for Respondent No. 3. He states that no attempt has been made by Respondent No. 1 to recover the outstanding amount from Respondent No. 3. He alleges that Respondents in



connivance with each other are attempting to extort money from the Petitioner. He contends that the rate of interest is unrealistic and exorbitant.

3. Having perused the writ petition, this Court is of the view that it is riddled with contradictions. In ground 'A', the Petitioner has averred that the Petitioner does not know Respondent No. 3/Joginder. However, in Ground 'B', petitioner has averred that the Petitioner has "consciously stood surety for Respondent No. 3 and one Joginder".

4. At this stage, learned counsel for the Petitioner states that he has committed a mistake. However, this Court is not convinced with the said explanation, which is clearly an afterthought.

5. Accordingly, the present writ petition is dismissed. Pending application is disposed of.

ACTING CHIEF JUSTICE

MANMEET PRITAM SINGH ARORA, J

MAY 28, 2024/msh