

GAHC010216182022



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/6963/2022

M/S DRINKO FRESH PACKAGED DRINKING WATER INDUSTRY
REPRESENTED BY ITS PROPRIETOR MRS. RUNU MONI SAIKIA, AGED
ABOUT 48 YEARS, W/O MR. PRASANNA SAIKIA, R/O VILL- JALAHGAON,
P.O.-HALOGAON, DIST- NAGAON, ASSAM, PIN-782141

VERSUS

THE ASSAM GRAMIN VIKASH BANK AND 2 ORS
(A JOINT UNDERTAKING OF GOVERNMENT OF INDIA, GOVERNMENT OF
ASSAM AND PUNJAB NATIONAL BANK), HEAD OFFICE-G.S. ROAD,
BHANGAGARH, GUWAHATI-781005, DIST- KAMRUP(M), ASSAM,
REPRESENTED BY ITS MANAGING DIRECTOR

2:THE REGIONAL MANAGER CUM AUTHORISED OFFICER
ASSAM GRAMIN VIKASH BANK
GOLAGHAT REGIONAL OFFICE
HEAD OFFICE AT KUSHAL PATH
NEW AMOLAPATTY
GOLAGHAT-785621

3:THE BRANCH MANAGER
ASSAM GRAMIN VIKASH BANK
NAGAON BRANCH
DIST- NAGAON
ASSA

Advocate for the Petitioner : MR. B PHUKAN,

Advocate for the Respondent : SC, A G V B, MS. M DEY

**BEFORE
HONOURABLE MR. JUSTICE KAUSHIK GOSWAMI**

ORDER

30.05.2025

Heard Mr. B Phukan, learned counsel appearing for the petitioner. Also heard, Ms. M Dey, learned counsel appearing for the respondent, Bank.

2. Mr. B Bhukan, learned counsel appearing for the petitioner upon instruction submits that the petitioner is willing to pay Rs. 9,00,000/- (Rupees 9 Lakhs) only as full settlement order instead of Rs. 1,1,60,000/- (Rupees Eleven Lakhs Sixty Thousand) only which is inclusive of interest as demanded by the respondent, Bank.

3. It appears that earlier the entire dues of the petitioner was settled by the Bank at Rs. 6,60,000/- (Rupees Sixty-six Lakhs) only out of which the petitioner failed to pay Rs. 8,50,000/- (Rupees Eight Lakhs Fifty Thousand) only for which notice was issued by the Bank at which stage the Writ Petition was filed.

4. It appears that this Writ Petition is not maintainable inasmuch as disputed question of facts have arisen. However, Mr. B Bhukan, learned counsel for the petitioner seeks a short accommodation to obtain instruction once again from the petitioner, if, the petitioner is ready and willing to pay the final settlement amount of Rs.1,1,60,000/- (Rupees Eleven Lakhs Sixty Thousand) only to the respondent, Bank.

5. Prayer is allowed.

6. Re-list the matter on **Tuesday, i.e. 03.06.2025.**

JUDGE

Comparing Assistant