

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 SANJAY KUMAR MEDHI**

ORDER

20.06.2025

Heard Shri B. Phukan, learned counsel for the petitioner as well as Ms. M. Dey, learned counsel for the respondents – Bank.

2. It transpires that the parties had entered into a settlement for payment of an amount of Rs.66,00,000/- (Rupees sixty six lakh) only. However, the petitioner could not pay the entire amount and only an amount of Rs.55,00,000/- (Rupees fifty five lakh) only has been paid in the meantime.

3. Ms. Dey, learned counsel for the respondents – Bank has submitted that on account of failure on the part of the petitioner to pay the entire amount within the stipulated time, the settlement has failed.

4. Shri Phukan, learned counsel for the petitioner has however submitted that the balance amount of Rs.11,66,000/- (Rupees eleven lakh and sixty six thousand) would be paid by his client within a period of three months from today.

5. Considering the facts and circumstances and balancing the equities, this Court grants two months time to the petitioner to clear the balance amount

6. Let this matter be listed after 2(two) months, during which, no coercive action be taken by the Bank.

7. The aforesaid direction would however be reviewed on the next date.

JUDGE

Comparing Assistant