

GAHC040005482024



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

Case No. : CRP/17/2024

Hayeng Mangfi
Son of Late Tangu Mangfi, proprietor of M/s H.M.Traders, resident of Sinki Park,
Itanagar, PO and PS Itanagar, Papumpare District, Arunachal Pradesh

VERSUS

Arunachal Pradesh State Co-operative Apex Bank Ltd and Anr
represented by its Managing Director, D Sector, Naharlagun, Papumpare District,
Arunachal Pradesh 791110 2:The Branch Manager
Age: 0
Occupation :
Arunachal Pradesh State Co-operative Apex Bank Ltd
Itanagar Branch
Itanagar 79111

Advocate for the Petitioner : Teto Taba, Nimcha Hondique, Anong kabak, Vijay Duku Raji, Begi
Taba, C Ering

Advocate for the Respondent : Pritam Taffo, SC, Apex Bank

Linked Case : CRP/16/2024

Hayeng Mangfi
Age: 50
Occupation :
Address: Son of Late Tangu Mangfi
proprietor of M/s H.M.Traders
resident of Sinki Park
Itanagar

PO and PS Itanagar
Papumpare District
Arunachal Pradesh

VERSUS

Arunachal Pradesh State Co-operative Apex Bank Ltd and Anr

Age: 0

Occupation :

Address:represented by its Managing Director

D Sector

Naharlagun

Papumpare District

Arunachal Pradesh 791110

2:The Branch Manager

Age: 0

Occupation :

Address:Arunachal Pradesh State Co-operative Apex Bank Ltd

Itanagar Branch

Itanagar 791111

Advocate for : Teto Taba

Advocate for : Pritam Taffo appearing for Arunachal Pradesh State Co-operative Apex Bank Ltd and Anr: Advocate , appearing for 2, respectively.

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 25.08.2025

Heard Mr. T. Taba, learned counsel for the petitioner. Also heard Mr. P. Taffo, learned Standing Counsel for the Arunachal Pradesh State Co-operative Apex Bank Limited representing respondents No.1 and 2.

It is seen from the order dated 23.05.2025, that the petitioner had undertaken to deposit Rs.1,70,00,000/- in the aforesaid Bank and therefore, the petitioner was directed to deposit amount of Rs.1,70,00,000/-(Rupees One Crore Seventy Lakhs) only within 6(six)

weeks from the date of passing of the order and the rest of the amount within a reasonable time. The petitioner was granted 6(six) weeks time to deposit the amount i.e. Rs.1,70,00,000/-(Rupees One Crore Seventy Lakhs)only and after the deposit of the amount, the petitioner was directed to file an affidavit providing the proof of the payment of the Rs.1,70,00,000/-(Rupees One Crore Seventy Lakhs)only, before the next date of listing.

The learned counsel for the petitioner has submitted that he has filed an affidavit dated 21.07.2025, wherein he has stated that he has deposited an amount of Rs.1,00,00,000/-(Rupees One Crore)only on 16.07.2025. However, due to various difficulties, he could not deposit the entire amount of Rs.1,70,00,000/-(Rupees One Crore Seventy Lakhs)only and thereby, he is yet to deposit Rs.70,00,000/-(Rupees Seventy Lakhs) only.

In view of the aforesaid, the learned counsel for the petitioner is seeking for 4(four) weeks' time to deposit the remaining amount of Rs.70,00,000/-(Rupees Seventy Lakhs)only to the concerned Bank.

Mr. P. Taffo, learned Standing Counsel submits that though the bank is cooperating with the petitioner for a long time, but the petitioner, in fact, is not abiding by the terms of the decree. Therefore, he submits that the petitioner may not be granted more than 4(four) weeks' time for depositing the remaining amount of Rs.70,00,000/-(Rupees Seventy Lakhs)only. The learned Standing Counsel has also pointed out that the bank has to be paid Rs.16,00,00,000/-(Rupees Sixteen Crore)only as the

decretal amount and till date only an amount of Rs.2,30,00,000/-(Rupees Two Crore Thirty Lakhs) has been paid, which includes the Rs.1,00,00,000/-(Rupees One Crore)only that has been paid on 16.07.2025. Therefore, he submits that the remaining part of the money may also be directed to be deposited by the petitioner.

I have heard both the parties.

The prayer for 4(four) weeks' time for depositing the remaining amount of Rs.70,00,000/-(Rupees Seventy Lakhs)only is allowed.

The learned counsel for the petitioner shall file an affidavit in proof of the payment of the aforesaid amount to the concerned bank by the next date fixed i.e on 23.09.2025.

On the next date fixed, the petitioner will apprise this Court about the payment of the remaining part of the decretal amount.

List the matter on **23.09.2025.**

JUDGE

Comparing Assistant