

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 PRANJAL DAS

ORDER

Date : 05-08-2026

Heard Mr. T. Taba, learned counsel for the petitioner. Also heard Ms. M. Karbak, learned Standing counsel for the Arunachal Pradesh State Co-operative Apex Bank Limited representing respondent Nos. 1 and 2.

2. With regard to loans taken by the petitioner, there was default, whereupon the proceedings being DC/ICC/CR-13/30/10/2018 was initiated before the EAC-Cum-Certificate Officer, Itanagar. Subsequently, the matter was settled before the Lok Adalat on 09.03.2019 and the settled amount

was Rs. 16,88,39,000/- [(Rs. 6,88,39,000/- (rupees six crores eighty eight lakhs thirty nine thousand + Rs 10,00,00,000/- (rupees ten crores))].

3. Both the learned counsels has drawn attention of this Court to the order dated 01.04.2026 passed by this Court and vide the said order, the petitioner was directed to pay another Rs. 2,00,00,000/- (rupees two crores) by 03.08.2026, failing which the matter was to be heard and disposed of on merits. Upon such payment, the petitioner was also to file a compliance affidavit.

4. In compliance with the same, the petitioner is stated to have made the payment of Rs. 2,00,00,000/- (rupees two crores) and submitted an additional affidavit dated 04.08.2026, in which he has narrated all the payments made so far, with the first payment of Rs. Rs. 1,00,00,000/- (rupees one crore) on 04.05.2024 and the latest payment of 2,00,00,000/- (rupees two crores) on 03.08.2026. It is stated in para 6 of the additional affidavit dated 04.08.2026 that so far, out of total amount of Rs. Rs. 16,88,39,000/-, – a payment of Rs. 5,69,99,952/- (rupees five crore sixty nine lakh ninety nine thousand nine hundred fifty two only) has been made so far and the total outstanding remaining amount as on date is – **Rs. 11,18,39,048/- (rupees eleven crores eighteen lakhs thirty nine thousand forty eight only).**

5. The learned counsel submits that he may be allowed to pay Rs. 1,00,00,000/- (rupees one crore) within the next two months. It is also stated in the additional affidavit that the petitioner has a property by way of land, which is valued at Rs. 30,00,00,000/- (rupees thirty crores) and

the documents of the said land is sought to be deposited with the bank earlier.

6. To this, the learned counsel for the Bank submits that the documents were however, returned back.

7. As per the award dated 09.03.2019, the entire amount was to be paid within 6 (six) weeks. The learned counsel for the bank submits that there has been considerable delay in clearing the said amount due to which the bank is suffering financially. It is submitted by Ms. Karbak, learned counsel for the bank/respondents that the petitioner may make a payment of at least Rs. 1,00,00,000/- (rupees one crore) every month.

8. The learned counsel for the petitioner submits that a newspaper advertisement has been issued inviting prospective buyers for the land. The learned counsel however submits that the present days are kind of an off season for land transactions, specially high value land transactions and in this context, the learned counsel submits that he may be allowed to pay Rs. 1,00,00,000/- (rupees one crore) within the next 3 (three) months and when the sale season improves, he would make an endeavour to clear the remaining decretal amount.

9. The petitioner is allowed to make the payment indicated above within 3 (three) months from today. He is also directed to make full endeavour to pay the entire decretal amount on or before 31.12.2026. The petitioner shall file a compliance affidavit by the next date.

10. It is submitted by the learned counsel for the respondents that due to

the pendency of this two petitions, the Money Execution Case No. 05/2020 pending before the Civil Judge (Senior Division), Yupia is under order of stay, vide order dated 29.04.2024, as a result of which the Bank has not been able to proceed with the same to recover the money.

11.The learned counsel for the Bank/respondents submits that the petitioner may be given an outer limit of 28.02.2027, to clear the decretal amount, failing which the revision petitions should be disposed of.

12.Upon giving my consideration to the various aspects of the matter, some of which have been narrated above, it is hereby directed that the petitioner shall make an endeavour to clear all the entire decretal amount by 31.03.2027, if not, earlier by 31.12.2026; failing which it would be open to the Court to proceed with the revision petitions.

13. List the matter on 10.11.2026.

JUDGE

Comparing Assistant