

GAHC040009872024



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

Case No. : WP(C)/316/2024

Tai Tayu
Son of Tai Sakap, resident of TT Apartment, D Section, Naharlagun, PO and PS
Kamin, Papumpare District, Arunachal Pradesh 791110

VERSUS

The State Bank of India and 2 Ors
represented by the Branch Manager,
Nirjuli Branch,
Arunachal Pradesh,
Papumpare District,
Arunachal Pradesh
791109

2:The Authorised Officer
Age: 0
Occupation :
Stressed Assets Management Branch
MRD Road
Bamunimaidan
Guwahati 781021
District Kamrup(M)
Assam

3:The Assistant General Manager
Age: 0
Occupation :
State Bank of India
Bamunimaidan Branch
Guwahati 781021
District Kamrup (M)
Assa

Advocate for the Petitioner : P Chakraborty

Advocate for the Respondent :

**BEFORE
HONBLE MR. JUSTICE ARUN DEV CHOUDHURY**

ORDER

Date : 07.08.2024

Heard Ms. Anita Das, learned counsel for the petitioner.

The petitioner is a borrower under respondent Bank and the loan had become overdue and accordingly, actions were taken under the Recovery of Debt and Bankruptcy Act, 1993. Now, the Bank is in the process of taking possession of the mortgage property.

It is the case of the petitioner that the petitioner wants to settle the dispute and is ready to offer 50,00,000/- deposit against the total due of 1,37,03,914/-.

This Court is of the opinion that before any interim order is passed Bank should be heard in this regard. Accordingly, let this matter be fixed once again on 14.08.2024.

In the meantime, the petitioner may serve extra copies of the writ petition upon the Bank, respondent Nos. 1 & 2, intimating the respondent Bank that the matter is fixed for consideration on 14.08.2024 and the interim prayer shall also be considered on that day.

After service of notice, petitioner shall file an affidavit in proof of service before Monday, i.e. 12.08.2024.

JUDGE

Comparing Assistant