

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W. P. (C) No. 3728 of 2010

Bokaro Steel Employees Co-operative House Construction Society Ltd.,
Bokaro through its Administrator Sri Virendra Pratap Singh

Petitioner

Versus

The State of Jharkhand & Ors.

Respondents

CORAM: HON'BLE MR. JUSTICE GAUTAM KUMAR CHOUDHARY

For the Petitioner : Mr. Krishna Murari, Advocate

For the State : Mr. Manish Mishra, GP-V

For the Respondents : Mr. Mrinal Kanti Roy, Advocate

Oral Order

08 / Dated : 23.01.2024

Instant writ petition has been filed for direction to the respondents to pay the up-to-date interest due on the maturity amount of term deposit made by the petitioner with Hazaribagh Central Co-operative Bank Ltd., Hazaribagh. In the year 1995 and 1998 a total amount of Rs.2,29,72,756.43 was deposited and out of the said amount, Rs.1,63,00,000/- was paid on 05.10.2009 and Rs.53,88,129.43 on 17.06.2010.

Earlier the petitioner moved this Court in WP(C) No. 1543 of 2008 and in pursuance to the direction vide order dated 25.10.2008, the principal amount has been paid and the interest of Rs.58,95,400.32 as on 05.10.2009 remains to be paid.

On 06.12.2022 the Chief Executive Officer of the Jharkhand State Co-operative Bank Ltd., Ranchi was directed to file detailed statement of fact along with up-to-date interest before this Court by 13.12.2022. It was also ordered that in the event of failure to comply with the order, the salary of the Chief Executive Officer of the Jharkhand State Co-operative Bank Ltd., Ranchi will be withheld.

Mr. Mrinal Kanti Roy, learned counsel for the respondents, without complying with the said order, seeks further ten days' time to comply with the order which has been passed more than one year ago.

Prayer is allowed, subject to payment of cost of Rs. 10,000/- by the Chief Executive Officer of the Jharkhand State Co-operative Bank Ltd., Ranchi to the petitioner, for the non-compliance of the earlier order of this Court. Further, respondent no. 4 is directed to comply with the earlier order within a period of ten days and submit the said report failing which he will also pay a further sum of Rs.25,000/- to the petitioner as cost.

It is clarified that the cost is not penal, but it is only to ensure that the petitioner is not to suffer on account of delay caused due to laches on the part of the respondents.

Put up this case on 13.02.2024.

(Gautam Kumar Choudhary, J.)