

OA/400/2023

Advocate Lisha representing counsel for applicant is present. A joint application signed by both parties registered as IA.No.768 /2024 filed by the applicant bank is put up for consideration. It is contended that the bank has realized an amount of Rs.28,10,000/- through sale of secured assets mortgaged to the bank by the defendants through E-auction held on 04.10.2023.

One Shri.Manoj Kumar.K, Deputy General Manager of the applicant bank has filed affidavit along with statement on oath stating that the bank has realized an amount of Rs.28,10,000/- through sale of secured assets mortgaged to the bank by the defendants through E-auction held on 04.10.2023. Nothing remains to be recovered by the applicant bank from the defendants.

As the claim is settled and secured assets are sold, the IA.No.768/2024 is allowed. The OA is disposed finally on sale of secured asset under E-auction. As original application is disposed in term of compromise, as per the provision of Debts Recovery Tribunal (Refund of Court Fee) Rules 2013, the learned Registrar has given endorsement that the applicant bank is entitled for refund of 50% of the court fee. Since the OA is disposed in terms of sale of secured asset, the Registry is hereby directed to refund legally eligible amount of court fee to the applicant bank i.e,50% of the total amount of Rs.26,000/-amounting to Rs.13,000/- to the applicant bank as per the above Rules.