

IN THE HIGH COURT OF SIKKIM

CIVIL JURISDICTION

WP (C) No.....25.....of 2012..

Sonam Bhutia

~~Appellants (s)~~
Petitioner (s)

Versus

Citizen's Urban Co-operative
Bank Ltd. & Ors.

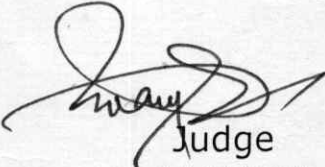
Respondent (s)
~~Opposite party (s)~~

~~Appellant~~

For _____ Ms. (Dr.) Doma T. Bhutia and Ms. Sarita Bhusal
Petitioner
(Advocate (s))


Respondent

For _____
~~Opposite Party~~
(Advocate (s))

Serial No.	Date	Order (s) with Signature (s)
1	2	3
01.	14.06.2012	<p style="text-align: center;">BEFORE <u>HON'BLE MR. JUSTICE S. P. WANGDI, JUDGE</u></p> <p>Present: Ms. (Dr.) Doma T. Bhutia, Advocate for the petitioner.</p> <p style="text-align: center;">***</p> <p>Heard.</p> <p>Issue notice returnable within six weeks.</p> <p>Let requisites be filed within a period of 7 days as prayed for.</p> <p>List on 27.07.2012.</p> <p style="text-align: right;"> Judge 14.06.2012</p>

Index : Yes / No
Internet : Yes / No

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02.	27.07.2012	<p style="text-align: center;">BEFORE <u>HON'BLE MR. JUSTICE S. P. WANGDI, JUDGE</u></p> <p>Present : Ms. (Dr.) Doma T. Bhutia, Advocate with Ms. Sarita Bhusal, Advocate for the petitioner.</p> <p>Ms. Yangchen D. Gyatso, Advocate with Mr. Yadev Sharma, Advocate for the respondent no.1.</p> <p>Mr. Rajiv Pradhan, Manager (Advance) and Mr. Lokendra Chettri, Cashier, Citizens' Urban Co-operative Bank Ltd., Kashi Raj Pradhan Marg, Nam-Nang, Gangtok, in person.</p> <p style="text-align: center;">***</p> <p>Requisites as directed vide Order dated 14.06.2012 was not filed. Dr. Doma T. Bhutia, the learned Counsel appearing on behalf of the petitioner submits that such steps could not be taken in view of her indisposition and the indisposition of the petitioner herself.</p> <p>Ms. Yangchen D. Gyatso, learned Counsel puts in appearance today on behalf of the respondent no.1 and submits that she has been instructed to state that decision has been taken by the respondent no.1 to withdraw the execution case being Execution Case No.3 of 2011, pending before the learned District Judge, Special Division-I at Gangtok, but the order of stay dated 14.06.2012 passed by this Court, has proved to be an impediment.</p>

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		<p>Dr. Doma T. Bhutia, learned Counsel for the petitioner, submits that in view of the decision of the respondent no.1 to withdraw the Execution Case, which in fact is the cause for the present Writ Petition, she will have no objection if the Writ Petition is disposed of with appropriate directions.</p> <p>Heard. Considered.</p> <p>In view of the fact that the respondent no.1 has taken a decision to withdraw the Execution Case, the difficulty expressed by the learned Counsel for the respondent no.1 and the submission made by Dr. Doma T. Bhutia, this Writ Petition stands disposed of accordingly.</p> <p>Liberty is granted to the petitioner to approach this Court in the event necessity to do so is felt on the same cause of action, if so advised.</p> <div style="text-align: right; margin-top: 20px;">  Judge <u>27.07.2012</u> </div>

Index : Yes / ~~No~~
 Internet : Yes / ~~No~~

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