ITEM NO.13 COURT NO.11 SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 2816/2020

(Arising out of impugned interim order dated 18-12-2019 in WC No. 35810/2019 passed by the High Court of Judicature at Allahabad)

BRANCH MANAGER, PURVANCHAL CO OPERATIVE BANK LTD Petitioner(s)

VERSUS

STATE OF UTTAR PRADESH & ORS. Respondent(s)

(FOR ADMISSION and I.R. and IA No.16642/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.16641/2020-EXEMPTION FROM FILING O.T.)

Date : 14-02-2020 This petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE VINEET SARAN

For Petitioner(s) Mr. S. Rajappa, AOR
Mr. R.Gowri Shankar,Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

On perusal of the impugned order, we find that the High Court has opined that the matter would need consideration and has issued notice, while simultaneously staying the recovery proceedings. Thus, the matter is at an interim stage.

What has apparently troubled the petitioners is the observations in the aforesaid scenario to the effect:

Signature Not Verified
Digitally signed by ANITA MALHOTRA
Date: 2020.02.14 17:39:57 IST
Reason:

"... It is open for the petitioner to take any legal proceedings including civil or criminal against the bank or erring persons in accordance

with law."

We are of the view that the aforesaid observations are liable to set aside, specially keeping in mind that the Court is only considering the matter and has yet to take a final call on the matter.

The special leave petition is accordingly disposed of.

Pending applications shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER

(ANITA RANI AHUJA)
COURT MASTER