

IN THE SUPREME COURT OF BANGLADESH
HIGH COURT DIVISION
(SPECIAL ORIGINAL JURISDICTION)

Present

Mr. Justice Sikder Mahmudur Razi

And

Mr. Justice Raziuddin Ahmed

Writ Petition No. 2389 of 2024

Shafiqul Islam

.....Petitioner.

-Versus-

Bangladesh Bank, represented by its Governor,
Bangladesh Bank Bhaban, Motijheel. Dhaka and
others.

.....Respondents.

None appears

.....For the petitioner.

Mr. Mohammad Torique Ullah, Advocate

.....For the respondent No. 04.

The 9th December, 2025

This is an application for discharging the Rule for non-compliance of the court's order.

No one appears to oppose the application.

We have heard the learned Advocate for the respondent No. 4.

It appears that at the time of issuance of the instant Rule on 29.02.2024 this court stayed the impugned auction notice which was scheduled to be held on 03.03.2024 up to 30.09.2024 subject to payment of Tk. 10,00,000/- within that period. But since the petitioner failed to comply with the direction of the court the respondent-bank published fresh auction notice on 18.06.2025 fixing the date of auction on 22.07.2025. Subsequently, the petitioner come up with a separate application for stay stating that for some difficulties he failed to comply with the order of direction of this court, however, he deposited Tk.

10,00,000/- by this time and therefore prays for staying operation of the fresh auction notice. Considering the submissions of the learned Advocate for the petitioner this court stayed operation of the fresh auction notice dated 18.06.2025 for a period of 3(three) months by order dated 21.07.2025 with a direction to clear all the outstanding dues of the respondent-bank within 12 months by way of 4 equal installments. It was also in the order that in default, the rule shall stand discharged. It further appears that as per the direction of this court the petitioner failed to pay any such installments and therefore, as per order dated 21.07.2025 the rule has already been discharged. It further appears that the date for holding auction as per fresh auction notice has also been expired long before.

Be that as it may, the rule issued in the instant matter is discharged for non-compliance of the court's order dated 21.07.2025.

Communicate the order at once.

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(Sikder Mahmudur Razi, J.)

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(Raziuddin Ahmed, J.)