

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. 2970 of 2025

Md. Harunur Rashid

.....Petitioner.

-Versus-

Bangladesh represented by the secretary,
Ministry of finance, Bangladesh Secretariat,
Dhaka-1000 and others.

.....Respondents.

None appears

.....For the petitioner.

Mr. Kazi Akbar Ali, Advocate

.....For the respondent No. 4.

The 09th December, 2025

This is an application for discharging the Rule for non-compliance of the order of this court dated 18.02.2025.

Mr. Kazi Akbar Ali, learned Advocate for the respondent No. 4-applicant-bank submits that from the date of issuance of the Rule by the Hon'ble Court up to the swearing of this affidavit, the writ petitioner has not paid a single installment to the concerned bank in compliance with the Hon'ble Court's order dated 18.02.2025. Therefore, the learned advocate prays 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 No4-applicants bank. We have also gone through the application and the Rule issuing order dated 18.02.2025.

It appears that at the time of issuance of the Rule, the petitioner was directed to pay the outstanding amount to the concerned Bank within 18.02.2026 by 12 (twelve) equal installments to the concerned

Bank as well as to file affidavit-in-compliance in this regard and it was in the order that on failure to the comply with the order the Rule shall stand discharge. According, to the statement made by the respondent No. 4- applicant bank the petitioner failed to comply with the order of this court and did not pay any money till date (Annexure- 1 to the application). As a result, in accordance with the terms of the Rule issuing order, the Rule has been discharged.

In view of the facts and circumstances, we are inclined to allow the instant application and accordingly, the same is allowed.

Resultantly, the Rule is discharged for non-compliance of the court's order 18.02.2025 with cost Tk. 10,000 (ten thousands). The interim order passed at the time of issuance of the Rule is hereby recalled and vacated.

The petitioner is directed to pay the said amount in the Account being No.4435401017179 (saving account) maintained in the name of the Registrar General & Marshal of Supreme Court of Bangladesh, in default, the respondent bank will charge the said amount in the loan account of the petitioner and upon recovery of the dues will remit the said amount in the account mentioned above.

Communicate the judgment and order to the concerned authority, at once.

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(Sikder Mahmudur Razi, J.)

I agree

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(Raziuddin Ahmed, J.)