

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. 15676 of 2024

Sumona Akter Sima

.....Petitioner.

-Versus-

Government of Bangladesh, represented by the
Secretary, Ministry of Finance, Secretariat
Building, Ramna, Dhaka and others.

.....Respondents.

No one appears.

..... For the petitioner.

Mr.ASM Abdur Razzaque, Advocate

.....For the respondent No. 3 & 5.

The 18th November, 2025

This is an application for discharging the Rule for non-compliance of the order of this court dated 17.12.2024.

Mr.ASM Abdur Razzaque, learned Advocate for the respondent No. 3 and 5-applicant bank submits that as per order of the Court dated 17.12.2024 the petitioner was required to pay the entire outstanding loan amount within 01(one) year by 4(four) equal installments to the applicant Bank, failing which the Rule shall stand discharged. The learned advocate next submits that in spite of the court's order, writ petitioner did not deposit any amount of money to this respondent Nos.03 & 05 and also did not file any affidavit of compliance as per order of the Court. Therefore, the learned advocate prays for discharging the Rule.

No one appears to oppose the application although copy of the same was duly served.

We have heard the learned Advocate for the respondent No.3 and 5-applicants bank. We have also gone through the application, the Rule issuing order and other materials on record.

It appears that the petitioner was directed to pay the total outstanding loan amount within 01 (one) year by 04 (four) equal installments and it was in the order that on failure to comply with the order the Rule shall stand discharged. According to the statement made by the respondent No. 3 and 5 applicants bank, the petitioner failed to comply with the order of this court and as a result, as per terms of the Rule issuing order the Rule has been discharged. Moreover, the date fixed for holding auction also expired long before.

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 dated 17.12.2024 with cost Tk. 10,000 (ten thousand). 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.

.....
(Sikder Mahmudur Razi, J.)

I agree

.....
(Raziuddin Ahmed, J.)

