

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. 15798 of 2025

Md. Abul Hasan Mukul

.....Petitioner.

-Versus-

Bangladesh Bank, represented by its Governor,
Bangladesh Bank Bhaban, Motijheel C/A,
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 24.09.2025.

Mr. Kazi Akbar Ali, learned Advocate for the respondent No. 4-applicant bank submits that as per the Rule-issuing order, the writ petitioner was required to deposit 10% of the total outstanding dues of Tk.5,32,38,341 (Five Crore Thirty-Two Lakh Thirty-Eight Thousand Three Hundred Forty-One), i.e. amounting to Tk. 53,23,834/- (Fifty-Three Lakh Twenty-Three Thousand Eight Hundred Thirty-Four), within two months from the issuance of the Rule and to pay the remaining outstanding amount within 01 year in 04 equal installments. However, without complying with the said direction of the Court, the writ petitioner deposited only Tk.25,00,000 (Twenty-Five Lakh) on 09.11.2025, which is less than half of the amount he was required to pay.

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.4-applicants bank. We have also gone through the application and the Rule issuing order dated 24.09.2025.

It appears that the petitioner was directed to pay 10% of the total outstanding dues within 02 (two) months to the concerned Bank and to pay the remaining outstanding amount within 01 (one) year in 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.4-applicant bank the petitioner failed to comply with the order of this court. We also do not find any affidavit-in-compliance in the record as the petitioner was also under an obligation to file. As a result, in the 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.

As a result, the Rule is discharged for non compliance of the court's order dated 24.09.2025 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 all concerned authority, at once.

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(Sikder Mahmudur Razi, J.)

I agree

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(Raziuddin Ahmed, J.)