

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. 10280 of 2025

Md. Toriqul Islam

.....Petitioner.

-Versus-

Government of Bangladesh, represented by the
Secretary, Ministry of Finance, Bangladesh
Secretariat Shahbag, Dhaka 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 01.07.2025.

Mr. Kazi Akbar Ali, learned Advocate for the respondent No. 4-applicant submits that the writ petitioner did not deposit the amount of Tk.50,00,000/- (fifty lacs) only within 03 (three) months in compliance with Court's order dated 01.07.2025. He next submits that till swearing of this affidavit, the writ petitioner deposited total Tk.5,00,000/- (five lacs) only to the Bank on two installments dated 12.08.2025 and 14.08.2025. Therefore, the respondent-applicant bank 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 No4-applicant. We have also gone through the Rule issuing order, the application and other materials on record.

It appears that at the time of issuance of the Rule the petitioner was directed to pay Tk.50,00,000/- (fifty lac) to the concerned Bank within 03 (three) months and the rest outstanding dues within next 12 (twelve) months by 04 (four) equal installments and it was in the order that on failure to comply with the order the Rule shall stand discharge. According to the statement made by the respondent No. 4- applicant the petitioner failed to comply with order of this court. 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 dated 01.07.2025 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.

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(Sikder Mahmudur Razi, J.)

I agree

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(Raziuddin Ahmed, J.)