

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

Writ Petition No. 14859 of 2024

In the matter of:

An application under article 102 of the
Constitution of the People's Republic of
Bangladesh.

AND

In the matter of:

Mohammad Anowar Hossain

... Petitioner

-Versus-

Bangladesh Bank and others

... Respondents

Mr. Md. Asraful Hasan Siddique, Advocate

... For the respondent No. 3

Judgment on: 19.05.2026

Present:

Mr. Justice Sardar Md. Rashed Jahangir

And

Mr. Justice Kazi Waliul Islam

Sardar Md. Rashed Jahangir, J:

On an application under article 102 of the Constitution of the People's
Republic of Bangladesh, Rule Nisi was issued on 01.12.2024 as follows:

“Let a Rule Nisi be issued calling upon respondent to
show cause as to why the impugned auction notice published in
‘The Daily Feni’ on 11.11.2024 for selling out the mortgaged
property under section 12(3) of the Artha Rin Adalat Ain, 2003
(Annexure- ‘C’) scheduled to be held on 02.12.2024 should not
be declared to be without lawful authority and is of no legal
effect and/or pass such other or further order or orders as to this
Court may seem fit and proper.”

By filing the application Mr. Md. Asraful Hasan Siddique, learned Advocate on behalf of the respondent No. 3 sought for discharging the Rule for non-compliance of the Court's order dated 01.12.2024.

On the other hand, learned Advocate for the petitioner by filing an supplementary affidavit dated 19.05.2026 apprised this Court that in the meantime a settlement has been taken place between the borrower and the bank and accordingly, the loan has been rescheduled.

In view of the above, the Rule has become infructuous.

In the facts and circumstances, the Rule is discharged as being infructuous.

Communicate the order at once.

Kazi Waliul Islam, J:

I agree.