GAHC010227382026

2026:GAU-AS:15827

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/5793/2026

MD JIYAUR PASA
S/O LATE SALIM PASA, NALBARI TOWN, WARD NO. 8, P.S. P.O. NALBARI, DISTRICT NALBARI, ASSAM, PIN 781335

VERSUS

AXIS BANK LIMITED
A BANKING COMPANY INCORPORATED UNDER THE COMPANIES ACT AND REGULATED UNDER THE BANKING REGULATION ACT, 1949, HAVING ITS REGISTERED OFFICE AT TRISHUL, 3RD FLOOR, OPP. SAMARTHESHWAR TEMPLE, NEAR LAW GARDEN, ELLISBRIDGE, AHMEDABAD 380006, GUJARAT, REPR

2:THE BRANCH HEAD
AXIS BANK LIMITED
NALBARI BRANCH
CHOUDHURY COMPLEX
WARD NO. 6
N.T. ROAD
P.O. P.S. NALBARI
DISTRICT NALBARI
ASSAM 781335.

3:THE AUTHORISED OFFICER HEAD
LOAN CENTRE
AXIS BANK LIMITED
BHANGAGARH
G.S. ROAD
GUWAHATI 781005
ASSAM

4:THE RESERVE BANK OF INDIA

REPRESENTED BY ITS GOVERNOR
CENTRAL OFFICE
SHAHID BHAGAT SINGH MARG
FORT
MUMBAI 400001
HAVING ITS REGIONAL OFFICE AT STATION ROAD
PAN BAZAR
GUWAHATI 781001
ASSAM.

5:THE OMBUDSMAN
RESERVE BANK INTEGRATED OMBUDSMAN SCHEME
2021
OFFICE OF THE RBI OMBUDSMAN
GUWAHATI
STATION ROAD
PAN BAZAR
GUWAHATI 781001

6:TRANSUNION CIBIL LIMITED
ONE INDIABULLS CENTRE
TOWER 2A
19TH FLOOR
SENAPATI BAPAT MARG
ELPhinstone ROAD WEST
MUMBAI 400013
MAHARASHTRA
REPRESENTED BY ITS MANAGING DIRECTOR AND CHIEF EXECUTIVE
OFFICE

Advocate for the Petitioner : MD S HOQUE, MR. WAHID AKHTAR,FARMIDA AHMED

Advocate for the Respondent : SC, AXIS BANK LTD.,

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

15.10.2026

Heard Mr. S. Hoque, learned counsel for the petitioner and Mr. M. Sarma, learned counsel for the respondent nos. 1, 2 & 3.

It is submitted by the learned counsel for the parties that the respondent Axis Bank

Limited has already filed an original application, O.A. no. 66/2025 before the Debts Recovery Tribunal, Guwahati for recovery of Rs. 27,35,132.76 preceded by Section 13[2] of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest [SARFAESI] Act, 2002 Act on 29.04.2026.

As those documents are not made part of this writ petition, Mr. Hoque, learned counsel for the petitioner has submitted that the petitioner be allowed to withdraw the writ petition with liberty to file a fresh writ petition.

Mr. Sarma, learned counsel appearing for the respondent Bank has submitted that he has no objection to the submission made by Mr. Hoque.

In view of the above submission made by Mr. Hoque, learned counsel for the petitioner, the writ petition is dismissed on withdrawal, with the liberty to the petitioner to file afresh with the afore-mentioned documents and other relevant documents.

JUDGE

Comparing Assistant