

**IN THE COURT OF THE SENIOR CIVIL JUDGE, AIZAWL DISTRICT,
AIZAWL MIZORAM**

Civil Suit No.63/2008

Ms Lalramnghaki
D/o K.Lalbiaknia,
House No.D-3(B)
Ramthar Veng, Aizawl.

.....Plaintiff

-Versus-

1. Ms.L.H.Vanlalzapi
D/o Malsawmdawngzuala
House No.F-74 A
Chanmari, Aizawl.
2. Chief Manager,
SBI, Main Branch,
Aizawl.
3. Chairman,
Mizoram Rural Bank,
Zarkawt, Aizawl.
4. Manager,
Syndicate Bank,
Aizawl.
5. Manager,
United Bank of India (UBI)
Aizawl Branch, Aizawl.
6. Manager,
United Commercial Bank of India (UCO)
Aizawl Branch.
7. The Office-in-Charge,
Aizawl S.P
Aizawl.

..... Defendants.

BEFORE

R.VANLALENA, Senior Civil Judge

For the Plaintiff	:	Shri W.Sam Joseph & ors, Advocates.
For the Defendant	:	Shri S.L.Thansanga, Advocate.

ORDER

Dated 14.3.2012

Ld. Counsels Shri W.Sam Joseph and others Advocates are present on behalf of the plaintiff Smt. K.Lalramnghaki.

Ld. Counsel Shri MM Ali and others Advocates are present on behalf defendant No.2 – the Chief Manager, State Bank of India, Aizawl, Main Branch.

Defendant No.1 – L.H.Vanlalnghaki absents without step.

Today is fixed for submission of examination-in-Chief on affidavit of plaintiff witness.

The present suit is for declaring the money amounting to Rs.86,65,93,000/- (Rupees eighty six crores, sixty five lakhs and ninety three thousand) only deposited to the defendant by the plaintiff was not relieved to the plaintiff and the plaintiff is not responsible for the payment of the said sum of money to the respective depositors and to declare that the defendant is fully responsible for payment of the same to the depositors and she is liable to pay the same to the plaintiff or the said depositors as mentioned in the Annexure-'B' and for cost and other consequential reliefs.

Ld. Counsels for the plaintiff prayed this court to grant permission to withdraw the present suit with liberty to institute suit in respect of the subject matter of the suit as per the provision of Order 23, Rule 1 of CPC 1908.

I have heard the ld. Defence counsel who has no objection to the prayer of the ld. Counsel for the plaintiff.

I have considered the submissions of both sides. I have also perused materials. In considering the prayer of the counsel for the plaintiff, this court is of the opinion to grant permission to the plaintiff to withdraw the present suit with liberty to institute a fresh suit in respect of the subject matter of the suit as per law.

Hence, the instant suit withdrawn and thus disposed of.

Give copy of this order to all concerned.

Sd/-R.VANLALENA
Senior Civil Judge -2
Aizawl District : Aizawl

Memo No. /SCJ-II(A)/2012 : Dated Aizawl, the 14th March, 2012.

Copy to:

1. The District and Sessions Judge, Aizawl District for information.
2. Ms Lalramnghaki, D/o K.Lalbiaknia, House No.D-3(B), Ramthar Veng, Aizawl.
3. Ms.L.H.Vanlalzapi, D/o Malsawmdawngzuala, House No.F-74 A Chanmari, Aizawl.
4. Chief Manager, SBI, Main Branch, Aizawl.
5. Chairman, Mizoram Rural Bank, Zarkawt, Aizawl.
6. Manager, Syndicate Bank, Aizawl.
7. Manager, United Bank of India (UBI), Aizawl Branch, Aizawl.
8. Manager, United Commercial Bank of India (UCO) Aizawl Branch.
9. The Office-in-Charge, Aizawl S.P Aizawl.
10. Shri W.Sam Joseph, Advocate concerned.
11. Shri S.L.Thansanga, Advocate concerned.
12. Registry section.
13. Case record.

