**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH****119****RSA-1454-2022 (O&M)
Date of Decision: 22.04.2025****AMIT MANGAL AND ANOTHER****.....APPELLANTS****Vs.****STATE BANK OF INDIA****.....RESPONDENT****CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present: Ms. Rose Gupta, Advocate,
Mr. Prateek Garg, Advocate,
Ms. Yashika Wahi, Advocate
for the appellants.

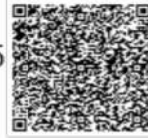
DEEPAK GUPTA, J.

Suit for recovery of ₹3,38,378/- filed by the plaintiff-Bank (*respondent herein*) was partly decreed by the trial Court vide judgment dated 03.05.2019 to the extent of ₹59,733/- along with interest. Appeal filed by the defendant-Amit Mangal and another (*appellants herein*) was dismissed by the First Appellate Court on 08.02.2021.

2. Against the above concurrent findings, the present appeal has been preferred by the defendants.

3. It is the conceded position that defendants had taken education loan of ₹1,93,000/- from the plaintiff-Bank, which was to be paid in 84 monthly installments of ₹3340/- each. Defendants failed to pay the amount along with interest and so plaintiff-Bank was compelled to file suit for recovery of outstanding dues. Defendants had only disputed the rate of interest.

4. It is further the conceded position that under the One Time Settlement scheme, the Bank offered to settle the loan amount for ₹1,35,000/-, which is the defendants deposited but later on, the Bank clarified that the said offer was under mistake and in fact, the settlement amount was for ₹1,94,733/-, which was duly clarified vide letter dated



22.03.2018 Ex. P-46. Courts below found the said stand of the bank to be correct and It is because of this reason that the plaintiff-bank was held entitled to the difference of the amount i.e., ₹59,733/- after adjusting ₹1,35,000/- already been paid by the defendants.

5. Learned counsel for the appellants could not convince this Court regarding any fault in the concurrent findings of facts as recorded by the Courts below, as per which the correct amount under One Time Settlement was ₹1,94,733/-and not ₹1,35,000/- and defendants were duly notified in this regard. As such, the plaintiff-Bank was entitled to the amount as decreed by the trial Court.

6. In view of the aforesaid facts and circumstances, this Court does not find any reason to disturb the concurrent findings of facts as recorded by the Courts below.

No merits. Dismissed.

22.04.2025
Pry

(DEEPAK GUPTA)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes</i>
<i>Whether reportable?</i>	<i>Yes</i>