

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.18847 of 2015

Jogesh Chanda Jena **Petitioner**

Mr. S. Senapati, Advocate

-versus-

Bank of Baroda and Others **Opp. Parties**
None

CORAM:
JUSTICE JASWANT SINGH
JUSTICE M.S. RAMAN

ORDER (Oral)
24.06.2022

Order No.

- 20.** 1. This matter is taken up through hybrid arrangement (virtual/physical mode).
2. Petitioner is a guarantor of a Cash Credit facility availed in March, 2010 by M/s. Ama Baba Trading, the sole proprietorship concerned of Janardan Panigrahi from Bank of Baroda, Balasore Branch, Balasore for an amount of Rs.9,00,000/-.
3. By filing the present Writ Petition, the challenge has been laid to the notice dated 15th February, 2014 issued under Section 13(4) of the SARFAESI Act, 2002 assuming symbolic possession of the property owned by the petitioner offered as a collateral security for the loan. The record bears out that since the filing of the petition there is no interim order granting any protection apart from no legal basis

layed down in the petition to maintain the challenge to the said notice.

4. At the time of hearing, learned counsel for the petitioner states that he has no instructions.

5. In view of efflux of time, we are of the view that the present Writ Petition has become infructuous and the same is accordingly dismissed as infructuous.

**(Jaswant Singh)
Judge**

**(M. S. Raman)
Judge**

AKK

June 24th, 2022
Cuttack

