

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.3236 of 2015

Nakula Nayak

.... Petitioner

Mr. B. M. Sarangi, Advocate

-versus-

***Branch Manager, Shriram
Equipment Finance Co. Ltd.***

.... Opp. Party

None

**CORAM:
JUSTICE JASWANT SINGH
JUSTICE M.S. RAMAN**

**ORDER (Oral)
02.08.2022**

Order No.

- 06.** 1. This matter is taken up through hybrid arrangement (virtual/physical mode).
2. Petitioner is a defaulting borrower of a loan availed from Shriram Equipment Finance Company Limited, Chandikhole, District-Jajpur (Opposite Party No.1) for purchasing a Truck bearing Registration No.OR-04-M-7633.
3. By filing the present Writ Petition, the prayer made is for directing the Finance Company to proceed in the light of the procedure prescribed under the SARFAESI Act, 2002 for recovery due to default in payment of installments rather than to take coercive action for seizure of the vehicle/truck.
4. At the time of hearing, learned counsel for the Petitioner states that the present Writ Petition has

become infructuous in view of the loan account having been settled and closed.

5. In view of the above, the Writ Petition is dismissed as infructuous.

(Jaswant Singh)
Judge

(M. S. Raman)
Judge

AKK

2nd August, 2022
Cuttack

