

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.6286 of 2022

Prajna Pranab Acharya **Petitioner**

Mr. Binay Kumar Mohanty, Advocate

-versus-

**Regional Manager, Union
Bank of India, Regional
Office, Bhubaneswar and
Others**

.... **Opp. Parties**

Mr. Tuna Sahu, Advocate for the Bank

CORAM:

JUSTICE JASWANT SINGH

JUSTICE M.S. RAMAN

ORDER (ORAL)

10.05.2022

Order No.

- 01.**
- 1.** This matter is taken up by virtual/physical mode.
 - 2.** The defaulting borrower is before this Court assailing the demand notice dated 14.02.2022 (Annexure-5) issued under Section 13(2) of the SARFAESI Act, 2002 recalling the outstanding liability to the tune of ₹17.88 lakhs in respect of two loan accounts declared NPA; further prayer for extending the moratorium period.
 - 3.** At the outset, learned counsel for the Bank submits that a writ against the demand notice would not be maintainable and the reply/objection, if any, filed to the demand notice would be required to be considered by the Bank before initiating any further action.
 - 4.** In view of the aforesaid, learned counsel for the Petitioner prays for permission to withdraw the writ petition.

5. The writ petition is dismissed as withdrawn at this stage.

(Jaswant Singh)
Judge

(M.S. Raman)
Judge

May 10th, 2022
Cuttack

AKPradhan

