IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P. (C) No. 7050 of 2022

Sri Subas Chandra Das .... ***Petitioner***
Mr. Amitav Das, Advocate

-versus-

UCO Bank & Others .... ***Opposite Parties***
Mr. Sunil Kumar Swain, Advocate
for Bank

CORAM:
JUSTICE JASWANT SINGH
JUSTICE M.S. RAMAN

ORDER (Oral)
05.04.2022

Order No.

02. **1.** This matter is taken up by virtual/physical mode.

2. The Petitioner claims to have purchased the property in question from his vendors i.e. Gopal Krushna Das and Naba Krushna Das of Nabra in the district of Balasore vide Sale Deed dated 19th June, 2015.

3. By filing the present petition, he has challenged the E-auction notice dated 24th February, 2022 putting the property purchased by him for auction sale on 25th March, 2022 for recovery of the outstanding dues of the loanee- Gopal Krushna Das under the SARFAESI Act, 2002. It is claimed that the property purchased by the Petitioner was never mortgaged by his vendors towards any loan.

4. At the time of hearing, Mr. Sunil Kumar Swain, Advocate appearing for the Bank states that the present petition has become

infructuous as the said auction sale fixed for 25th March, 2022 was cancelled vide corrigendum issued on 24th March, 2022. He further submits that with regard to the factual contentions raised in the petition, the same shall be decided as and when occasion arises.

5. In view of the above, the writ petition is dismissed as infructuous.

(Jaswant Singh)
Judge

(M.S. Raman)
Judge

Laxmikant April 5 , 2022
Cuttack

HIGH COURT
ORISSA