

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.10164 of 2014

Pravat Kumar Pradhan

.... Petitioner

Mr. Akshaya Kumar Behera, Proxy Counsel
on behalf of Mr. Ranjan Kumar Rout, Advocate

-versus-

***A.O., State Bank of India,
SMECCC Branch, College
Square, District-Cuttack
and Others***

.... Opp. Parties

Mr. Subrat Kumar Mohanty,
Advocate for the Bank

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

**ORDER (Oral)
13.07.2022**

Order No.

- 06.** 1. This matter is taken up through hybrid arrangement (virtual/physical mode).
2. The petitioner had availed a Cash Credit Loan to the tune of Rs.35,00,000/- from State Bank of India, College Square Branch, Cuttack. Due to non-servicing of the loan account, it was declared NPA and a Demand Notice under Section 13(2) of SARFAESI Act, 2002 (in short, "the Act, 2002") was issued on 21st August, 2012 recalling the outstanding liability of Rs.38,49,302/- due as on 16th August, 2012 plus interest and expenses.
3. Challenge in the present Writ Petition has been laid to the Sale Notice dated 28th April, 2014

intimating the fixing of auction sale on 30th May, 2014 of the mortgaged property towards recovery of the outstanding amount.

4. The record bears out that there was no interim protection granted by this Court.

5. At the time of hearing, learned counsel for the petitioner states that the Writ Petition has become infructuous in view of the loan account having been closed on recovery of the outstanding liability.

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

(Jaswant Singh)
Judge

(M. S. Raman)
Judge

AKK

13th July, 2022
Cuttack