

IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P(C) No. 33181 of 2021

Arun Kumar Jena

....

Petitioner

Mr. S. Panda, Advocate

Miss. Ayushi Meheta, Advocate

-versus-

Debt Recovery Tribunal, Cuttack & Others

....

Opposite Parties

Mr. Anshuram Mishra, Advocate
(for Bank)

CORAM:
JUSTICE JASWANT SINGH
JUSTICE M.S. RAMAN

ORDER (Oral)
16.02.2022

Order No.

- 02.** **1.** This matter is taken up by virtual/physical mode.
- 2.** The Petitioner is the defaulting borrower against whom recovery process was initiated under the SARFAESI Act 2002 for recovering the outstanding amount. The recovery process is at the stage of auction of the mortgaged property and issuance of sale certificate dated 21st February, 2020 in favour of the auction purchaser.
- 3.** The prayer in the present petition is for grant of three months time to remove the household articles from the mortgaged house before actual possession was taken.

P.T.O.

4. At the time of hearing of Miss. Ayushi Mehta, proxy counsel stated that Mr. S. Panda, Advocate filed the memo dated 14th February, 2022 seeking an unconditional withdrawal as the prayer has become infructuous. On the same line, the submission has been made by the counsel.

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

(Jaswant Singh)

Judge

(M.S.Raman)

Judge

Laxmikant

February 16th, 2022 Cuttack

