

IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No. 28150 of 2019

Anirban Nayak

....

Petitioner

Mr. Santosh Kumar Behera, Advocate

-versus-

***Authorized Officer-cum-Chief
Manager, Bank of Baroda,
Phulnakhara Branch & Others***

....

Opposite Parties

None

CORAM:
JUSTICE JASWANT SINGH
JUSTICE M.S. RAMAN

ORDER (Oral)
09.09.2022

Order No.

- 06.**
- 1.** This matter is taken up by virtual/physical mode.
 - 2.** The Petitioner is proprietor of Shreeya Agencies who had availed cash credit facilities from Bank of Baroda, Phulnakhara Branch to the tune of Rs.20,00,000/- and a car loan to a sum of Rs.10,00,000/-. Due to financial indiscipline, the loan accounts were classified as NPA on 31st March, 2019 and a demand notice under Section 13(2) of the SARFAESI Act, 2002 was issued on 17th June, 2019, recalling an outstanding liability of around Rs.21,10,000/- due as on 31st May, 2019. Challenge in the present petition is laid to the aforesaid demand notice under Section 13(2) of the SARFAESI Act, 2002.
 - 3.** At the time of hearing, realizing that the challenge to the aforesaid notice is not maintainable, Mr. Santosh Kumar Behera, Counsel for the petitioner filed a memo dated 9th September, 2022

seeking permission to withdraw the writ petition. The memo is taken on record.

5. In view of the above, the writ petition is dismissed as withdrawn with the liberty to seek appropriate remedy.

(Jaswant Singh)
Judge

(M.S. Raman)
Judge

Laxmikant

September 09, 2022 Cuttack

