

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.39239 of 2021

M/s. Om Trade Agency **Petitioner**

Mr. Santosh Kumar Mahanty, Advocate

-versus-

**Regional Manager, AXIS
Bank, At-Archbishop's House,
Satyanagar, Bhubaneswar
and another**

.... **Opp. Parties**

None

CORAM:

JUSTICE JASWANT SINGH

JUSTICE M.S. RAMAN

ORDER (ORAL)

10.05.2022

Order No.

- 04.**
- 1.** This matter is taken up by virtual/physical mode.
 - 2.** Petitioner is a proprietorship concern of Rajesh Kumar Behera, which had availed a Cash Credit facility in the year 2015 for a sum of ₹40 lakhs from the AXIS Bank, Daspalla Branch, District-Nayagarh. It appears that for non-servicing of the account, the account was declared NPA and recovery process under the SARFAESI Act, 2002 was initiated.
 - 3.** By filing the present writ petition, a mandamus is sought for directing the Bank to consider the OTS application dated 11.08.2021 (Annexure-2).
 - 4.** At the time of hearing, learned counsel for the Petitioner filed a Memo seeking unconditional withdrawal of the writ petition in view of the fact that the account has since been regularized. The Memo be kept on record.

5. In view of the Memo filed, the writ petition is dismissed as withdrawn.

(Jaswant Singh)
Judge

(M.S. Raman)
Judge

May 10th, 2022
Cuttack

AKK

