

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.40002 of 2021

Bruhaspati Khamani

....

Petitioner

Mr. S.S. Mishra, Advocate

-versus-

State Bank of India & others

Opp. Parties

Mr. Gurudutta Kar, Advocate for Bank

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

Order No.

ORDER (Oral)

04.01.2022

- 02.** 1. This matter is taken up through hybrid mode.
2. The defaulting borrower, in the present writ petition has challenged the order dated 1st December, 2015 passed by the Collector-cum-District Magistrate, Baragarh whereby directions have been issued to Superintendent of Police, Bargarh/ Tahasildar, Bhatali, to provide official assistance for taking over actual physical possession of the collateral security, i.e., the mortgaged property.
3. At the outset, the learned counsel for the Bank points out that the petitioner has not complied with the orders passed by this Court on at least three occasions starting from 16th September, 2013, by not depositing the amounts as ordered by this Court.
4. The learned counsel for the petitioner prays for permission to withdraw the writ petition to enable his

client to seek his remedy before the appropriate forum in accordance with law.

5. The writ petition is dismissed as withdrawn with the aforesaid liberty.

(Jaswant Singh)
Judge

(M.S. Sahoo)
Judge

January 4th 2022
Cuttack

Gs/Radha

