



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.1779 of 2026

Nepal Pruseth

....

Petitioner

Mr. S. Sourav, Advocate

-Versus-

**Bank of Baroda, represented through
its Managing Director, Mumbai and
others**

....

Opposite Parties

CORAM:

**JUSTICE DIXIT KRISHNA SHRIPAD
JUSTICE CHITTARANJAN DASH**

**ORDER
19.01.2026**

**Order No.
01.**

W.P.(C) No.1779 of 2026 and I.A. No.1259 of 2026

Issue emergent notice to all the OPs by speed post with A.D. returnable within two weeks, requisites for which shall be filed within three working days.

2. Learned counsel for the Petitioner draws our attention to the application in I.A. No.1259 of 2026, which is supported by an affidavit. The prayer for interdicting the scheduled auction is sought for in the said application. Ordinarily, the Apex Court has said that an ongoing auction process should not be interdicted, more particularly, sans conditions. No prejudice would be caused to the Petitioner if the scheduled auction is permitted to go on as scheduled, of course, subject to outcome of the petition. Counsel for the Petitioner very fairly submits that his client would deposit



a sum of Rs.10 lakh, if a reasonable period is granted to gather the money and pay the same.

In the above circumstances, the application in I.A. No.1259 of 2026 having been favoured, we make the following interim order:

- (i) The scheduled auction shall go on as scheduled; however, the same shall not be confirmed until further orders of this Court.
- (ii) The benefit of this interim protection shall be available to the Petitioner, if he deposits a sum of Rs.10 lakh with OP-Bank of Baroda in two equalized installments, reckoned from this day, failing which, not only interim protection withers away but petition also runs risk of dismissal on that ground itself. The said amount may be credited to a no-lien account in accordance with the normative process of the banking.

Call this matter after service of notice.

Web copy of the order to be acted upon by all concerned.

(Dixit Krishna Shripad)
Judge

(Chittaranjan Dash)
Judge