



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.7133 of 2025

Deepak Nayak

....

Petitioner(s)

Mr. Anjan Kumar Biswal, Adv.

-versus-

*IndusInd Bank Ltd., Zonal
Office, Bhubaneswar & Anr.*

....

Opposite Party(s)

Mr. Prabir Kumar Ray, Adv.

CORAM:

HON'BLE DR. JUSTICE S.K. PANIGRAHI

Order
No.

ORDER
27.03.2025

03. 1. This matter is taken up through hybrid arrangement.
2. In filing this Writ Petition, the Petitioner being a loanee has made the following prayer:-

"It is, therefore, prayed that in the interest of justice, this Hon'ble Court may graciously be pleased to admit this writ application, issue Rule Nisi, calling upon the Opp. Parties to show cause as to why the action of the Opp. Parties in repossessing the vehicle of the petitioner vide registration no.OD-01-AJ-0519 on 17.01.2025 shall not be quashed declaring the same as illegal and arbitrary;

And as to why the opp.parties shall not be directed to release the vehicle seized bearing Registration No.OD-01-AJ-05-19 in favour of the Petitioner;

And as to why the Opp.Parties shall not be directed to rephrase the loan account of the Petitioner to enable him to repay the same smoothly;

And if the Opp.Parties failed to show cause or show insufficient cause/irrelevant cause, then make the said rule nisi absolute;

xxx

xxx

xxx"

3. Heard learned counsel for the Parties.

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Verified

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Signed by: AYASKANTA JENA
Designation: Personal
Assistant
Reason: Authentication
Location: High Court of Orissa
Date: 28-Mar-2025 17:14:18



4. During course of hearing, learned counsel for the Petitioner, on instruction, submits that the Petitioner is ready and willing to pay the entire overdue amount within fifteen working days hence. The Petitioner also undertakes through his advocate that he will pay the monthly E.M.I in a regular manner.

5. Considering the willingness of the Petitioner, this Court directs the Petitioner to pay the entire overdue amount pertaining to the loan account in question before the Zonal Manager, Zonal Office, IndusInd Bank, Zonal Office, Bhubaneswar/ Opposite Party No.1 within a period of fifteen working days hence. Upon payment of the entire overdue amount, the Opposite Party No.1 shall immediately release the vehicle in question in favour of the Petitioner. It is also directed that upon release of the vehicle in question on payment of the overdue amount, the Petitioner shall pay the monthly E.M.I in a regular manner, or else the Opposite Party No.1 shall proceed as per law.

6. This Writ Petition is, accordingly, disposed of.

(Dr. S.K. Panigrahi)
Judge

Ayaskanta

Signature Not
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