



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.13417 of 2026

Nityaranjan Nayak

....

Petitioner

Mr. K. Badhei, Advocate

-Versus-

**The Branch Manager, UCO Bank,
Barabati Branch, Jajpur and others**

....

Opposite Parties

Mr. B.B. Swain, Advocate for Bank

CORAM:

**JUSTICE KRISHNA S. DIXIT
JUSTICE CHITTARANJAN DASH**

**Order No.
01.**

**ORDER
07.05.2026**

Petition prayer is texted as under:

“That, It is therefore most respectfully prayed that, this Hon'ble Court may be graciously pleased to quash the notice for auction of Sale dated 09.02.2026 passed by the Op. Party No .6, Recovery Officer, The Debt Recovery Tribunal, Cuttack vide Annexure-5.”

2. Learned counsel appearing for the Petitioner drawing our attention to earlier rounds of litigation now submits that despite direction, the DRT is not deciding SA No.170 of 2025 and that there is no justification whatsoever for defying the direction.

3. On being confronted with the earlier orders, learned Panel Counsel for the Bank very fairly submits that the Borrowers have suffered a decree at the hands of the DRT in O.A. No.491 of 2012 and that the decree is being put to enforcement by initiating certificate proceedings under Section 19 of the Recovery of Debts and Bankruptcy Act, 1993 and that the Petitioner will be given an



opportunity of hearing by the Recovery Officer and only thereafter, a decision would be taken. This appears to be a fair procedure, regardless of non-compliance of our orders for early disposal of Petitioner's SA by the DRT, which aspect we need not deliberate much in view of fair stand taken by the Bank.

In the above circumstances and with the above observations, Writ Petition is disposed off.

Registry to send a copy of the order to the Presiding Officer of the DRT for needful action.

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

(Krishna S. Dixit)
Judge

(Chittaranjan Dash)
Judge

Anisha