



**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**W.P.(C) No. 24221 OF 2026**

**ODHC010108032025**

***Chief Manager Bank of India,  
Nayasarak Branch, Cuttack***

***.... Petitioner***

Mr. Gurudutta Kar, Advocate

***-versus-***

***The Registrar, Debts Recovery  
Tribunal, Cuttack and another***

***.... Opp. Parties***

**CORAM:**

**HON'BLE MR. JUSTICE KRUSHNA RAM MOHAPATRA**

**&**

**HON'BLE MR. JUSTICE MRUGANKA SEKHAR SAHOO**

**ORDER**

**10.08.2026**

**Order No.**

- 01.
1. This matter is taken up through hybrid mode.
  2. Petitioner in this writ petition seeks for a direction for early disposal of SA No.127 of 2021 pending before the Debts Recovery Tribunal, Odisha, Cuttack.
  3. Mr. Kar, learned counsel for the Petitioner-Bank submits that the Second Appeal filed by the borrower is pending since 2021 and in the meantime, more than five years have already elapsed. Although the matter is ready and is posted on different dates, the same is not taken up for the reasons best known to the Presiding Officer, DRT, Odisha, Cuttack. It is further submitted that Section 17 (4) of the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (for brevity, 'SARFAESI Act') mandates that a petition filed under Section 17 of the Act should be disposed of within an outer limit of



four months; still then, the Presiding Officer has not taken any step for disposal of SA.

3.1 Due to pendency of the SA, the Bank is not in a position to handover the property to the auction purchaser. Hence, finding no other alternative, this writ petition has been filed for the aforesaid relief.

4. Taking note of the submission of learned counsel for the Petitioner and on perusal of the record, this Court finds no application for early disposal of the SA has been filed before the Petitioner-Bank bringing the statutory provisions as well as difficulties faced by it due to pendency of the SA to the notice of the Presiding Officer.

5. Thus, this Court, without expressing any opinion on the merit of the SA pending before the DRT, disposes of the writ petition with a direction that in the event Petitioner-Bank files an application before the Presiding Officer, Debts Recovery Tribunal, Odisha, Cuttack bringing the statutory provisions for early disposal of the SA and difficulties faced to the notice of the Presiding Officer, DRT within a period of two weeks hence, the same shall be considered in accordance with law and the Presiding Officer is expected to proceed with the matter for early disposal of the SA No.127 of 2021 at an early date, if there is no legal impediment.

***(K.R. Mohapatra)***  
***Judge***

***(Mruganka Sekhar Sahoo)***  
***Judge***