



IN THE HIGH COURT OF ORISSA AT CUTTACK

WA No.965 of 2025

State Bank of India

...

Appellant

*Mr. Jagabandhu Sahoo, Senior Advocate along
with Mr. Dillip Kumar Mohapatra, Advocate
-Versus-*

***M/s. Pratistha Engineering Limited, ...
BBSR***

Respondents

Mr. Ramachandra Panigrahy, Advocate

CORAM:

THE HON'BLE THE CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

ORDER

23.06.2025

Order No.

01. The matter is taken up through Hybrid mode.
2. It is submitted by Mr. Jagabandhu Sahoo, learned Senior Advocate appearing for the appellant that the Single Judge has proceeded to decide the matter *de hors* the pleadings as well as the principles of law applicable in this regard and, therefore, warrants immediate interference. It is further submitted that the findings returned in the impugned order are not corroborated by the stand taken by the appellant in the counter affidavit, more particularly that the penal interest was never capitalized by the Bank, and the Non-Performing Assets (NPA) was subsequently reversed/withdrawn, the Court ought not to have pass the ultimate decision.
3. Mr. Rama Chandra Panigrahy, learned Advocate appears for the sole respondent and submits that despite the caveat having lodged, copy of the memorandum of appeal as well as the application has not been served upon him. The Advocate on Record



has served copy of the memorandum of appeal as well as the application on him in Court today.

4. We find that the points raised by the appellant need consideration and are *prima facie* a ground for admission of appeal. Appeal is admitted.

5. We are informed that the contempt application is taken out by the respondent which is likely to be listed tomorrow (24.06.2025). Since this Court admitted the appeal and decided to hear out the same on merit having found a *prima facie* case having made out, we request the Single Judge not to proceed with the contempt petition till the next date of listing.

6. List this matter on 1st July, 2025.

(Harish Tandon)
Chief Justice

(M.S. Raman)
Judge

MRS/Laxmikant