



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.34339 of 2025

***Phoenix Arc Pvt. Ltd.,
Maharashtra***

..... Petitioner
*Mr. Amitav Tripathy,
Advocate*

-versus-

***Collector -cum-
District Magistrate,
Ganjam and others***

.... Opp. Parties
*Mr. Aurobinda Mohanty,
Addl. Standing Counsel*

CORAM:

**THE HON'BLE MR. JUSTICE S.K. SAHOO
THE HON'BLE MR. JUSTICE SIBO SANKAR MISHRA**

Order No.
ORDER
12.12.2025

01. This matter is taken up through Hybrid arrangement (video conferencing/physical mode).

This writ petition has been filed by the petitioner, Phoenix Arc Pvt. Ltd., Maharashtra, with a prayer, inter alia, to the opposite party no.1, Collector -cum- District Magistrate, Ganjam, for passing necessary order on an application which has been filed by the petitioner under section 14 of the SARFAESI Act within a stipulated period.

When we put a pertinent question to the learned



counsel for the petitioner regarding the case number allotted to his application, learned counsel submitted that the authority has not provided the case number even though the petitioner approached on a number of occasions.

Learned counsel for the petitioner brought to the notice of this Court the order dated 21.07.2025 passed in W.P.(C) No.10628 of 2025 and a batch of writ petitions, wherein, it is observed as follows:

“Taking into consideration the position of law and the submission made by the parties, we feel it appropriate to direct the Office of Executive Magistrates or District Magistrates to adopt a procedure to scrutinize the applications once it is filed, give appropriate time to the applicants to cure the defects and then register the applications by assigning/allotting numbers. The limitation for a purpose of disposal as discussed above shall recon from the date of registration of the application.

Needless to say that once the application is registered, the same shall be disposed of within the stipulated time frame provided and mandated under law”.

Learned counsel for the State submits that this order was communicated to the Government and the



Government has also taken steps for communicating the order to the Executive Magistrates or District Magistrates of the State. In spite of the order of this Court and communication made, if the petitioner has not been provided with the case number, then it is a very sorry state of affairs. However, learned counsel for the State seeks some time to obtain instruction in the matter to ascertain whether this particular order which we have referred to above has been communicated by the Government to him or not and if so, why the case number has not been provided to the petitioner and also the status of the application filed under section 14 of the SARFAESI Act.

List this matter on 17.12.2025.

A free copy of this order be handed over to the learned counsel for the State for compliance.

(S.K. Sahoo)
Judge

(S. S. Mishra)
Judge