IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.30128 of 2026
CNR No. ODHC010720272026

M/s. Mamata Variety Store, Bhubaneswar .... ***Petitioner***

Mr. A.K. Budhia, Advocate

-versus-

State of Odisha and others .... ***Opposite Parties***

Mr. D. Mohanty, AGA for O.P. Nos. 1 to 3
Mr. A. Mishra, Advocate for O.P. Nos.4 and 5(Bank)

CORAM:
SHRI JUSTICE B. P. ROUTRAY
MISS JUSTICE SAVITRI RATHO

ORDER
03.11.2026

Order No.

03. 1. Mr. A. Mishra, learned counsel for Opposite Parties 4 and 5 (Bank) submits that the statement of the Petitioner made before this Court regarding deposit of entire outstanding amount is incorrect. According to him, the Petitioner has not deposited Rs.8,90,000/- before the Bank but he has deposited the same before the Debt Recovery Tribunal. It is further submitted by Mr. A. Mishra, learned counsel that the Petitioner has already filed SA No. 5 of 2026, which is now pending before the DRT for adjudication and the Petitioner has suppressed the orders passed therein before this court.

2. The counter affidavit filed by Mr. A. Mishra, learned counsel is kept on record.

3. Keeping in view the order dated 16.09.2026 passed by learned DRT, where the DRT has posted the I.A. filed by the Petitioner for orders on 23.09.2026, we are inclined to dispose of the writ petition.

4. It is submitted at the Bar that though the matter was posted to 23.09.2026 for orders, but till date no order has been passed by the learned DRT.

5. It is thus left upon for the DRT to pass such orders in the IA of the petitioner and proceed with the matter in accordance with law. However, the interim order of this Court dated 21.09.2026 shall continue to operate till such orders passed by the DRT in I.A. No. 55 of 2026.

6. The writ petition is disposed of accordingly.

(B.P. Routray)
Judge

(Savitri Ratho)
Judge

Madhusmita

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Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 03-Nov-2026 19:44:25