



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.29873 of 2026
CNR No. ODHCO10708232026

Ajay Kumar Nayak

....

Petitioner

Mr. Debabrata Rath, Advocate

-versus-

*Canara Bank, represented through
its Area Regional Manager, Buxi*

Bazar Branch, Cuttack -1 and another *Opposite Parties*

Mr. Bibekananda Udgata, Advocate

CORAM:

HO'BLE MR. JUSTICE B. P. ROUTRAY

HO'BLE MISS JUSTICE SAVITRI RATHO

ORDER

19.09.2026

Order No.

- 01.
1. Heard Mr. D. Rath, learned counsel for the Petitioner and Mr. B. Udgata, learned counsel for opposite parties – Bank.
 2. The Petitioner is admittedly a defaulted borrower and the secured asset was put to auction on different occasions. But till date, the auction could not be finalized and another fresh auction has been scheduled to 07.10.2026.
 3. It is submitted on behalf of the Petitioner that the secured asset consists of three parts, as mentioned in auction notice dated 05.09.2026 at Annexure-3 series, and his concern is regarding Property-3, which is the residential house.



4. As per the submission of Mr. Rath, learned counsel for the Petitioner, said Property-3 has been scheduled for auction with Reserve Price of Rs.13,30,000/-.

5. At the stage, Mr. Rath, learned counsel for the Petitioner submits that he is ready to pay the Reserve Price, if some time would be granted to him, in respect of the residential house, i.e. Property-3.

6. Considering the submission of the Petitioner that Property-3 is consisting of his residential house, we permit the Petitioner to deposit Rs.13,30,000/- within a period of Six(6) weeks from today in two installments.

7. Mr. Udgata, learned counsel for the Opposite Parties-Bank along with the authorized officer, present in Court, does not have any serious objection to the same on humanitarian ground since the father of the Petitioner is bedridden and the Bank has left two rooms of his residential house unsealed permitting the Petitioner to possess it.

8. The Petitioner is directed to deposit Rs.7,00,000/-, as agreed by him, within a period of seven days from today and the balance amount of Rs.6,30,000/- shall be paid on or before 31.10.2026.

9. It is made clear that subject to deposit of Rs.7,00,000/- at the first instance by the Petitioner, Property-3, i.e. the land and building situating over Plot No. 690 in Khata No. 472/1182 measuring area Ac 0.080 decimals of Mouza- Angula, may not be put into auction and the same may be released.



10. With aforesaid observations and directions, the Writ Petition is disposed of.

11. An urgent certified copy of this order be issued on proper application.

(B.P. Routray)
Judge

(Savitri Ratho)
Judge

S.Das/Subhalaxmi