



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.32509 of 2026
CNR No. ODHC010774352026

M/s. Shree Bharat Motors Limited, ... Petitioner
Bhubaneswar, represented by its
Managing Director Sri Harsh Vardhan
Didwania and Others

Mr. Y. Das, Sr. Advocate along with
Mr. G.B. Dash, Advocate

-versus-

Union of India, represented by its Opposite Parties
Secretary, Ministry of Finance and
Others

Mr. S.N. Das, ASC
Mr. R.C. Panigrahi, Advocate for Bank

CORAM:
JUSTICE B. P. ROUTRAY
JUSTICE SAVITRI RATHO

ORDER
27.10.2026

Order No.

01. 1. Heard Mr. Y. Das, learned senior counsel along with Mr. G.B. Dash, learned counsel for the petitioner, Mr. S.N. Das, learned ASC for State and Mr. R.C. Panigrahi, learned counsel for Bank – opposite party.
2. The petitioner has challenged the order of learned Chief Judicial Magistrate (CJM), Keonjhar dated 26th August, 2026 passed in CRLMC No.373 of 2025, filed under Section 14 of the SARFAESI Act.
3. It is submitted on behalf of the petitioner that during pendency of his application, filed under Section 17 of the SARFAESI Act, i.e. SA No.75 of 2025, before learned Debts Recovery Tribunal (DRT), Cuttack, the secured creditor



approached learned CJM, Keonjhar to obtain such order under Section 14 of the SARFAESI Act in its favour.

4. Mr. Panigrahi, learned counsel for opposite party – Bank submits that it is open for the petitioner to challenge the order of learned CJM, Keonjhar before the learned DRT under Section 17 application, which is already pending.

5. Upon hearing all the parties and taking note of the fact that SA No.75 of 2025, as filed by the petitioner, is pending before learned DRT, Cuttack Bench, Cuttack, the writ petition is disposed of granting liberty to the petitioner to approach learned DRT in the pending proceeding for appropriate relief. However, the effect of the impugned order dated 26th August, 2026 under Annexure-1 & 2 shall be kept in abeyance for a period of 30 days from today.

6. With aforesaid observation and direction the writ petition is disposed of.

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

(B.P. Routray)
Judge

(Savitri Ratho)
Judge