



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 17972 OF 2024

Pradyumna Kumar Biswal ***Petitioner***

Mr. Niranjana Singh, Advocate

-versus-

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

**CORAM:
JUSTICE K.R. MOHAPATRA**

**ORDER
31.07.2024**

Order No.

1. This matter is taken up through hybrid mode.
2. The Petitioner in this writ petition prays for a direction to release his vehicle bearing Registration No.OD 02 AU 5239 (GRAND I 10 VTVT AT ASTA D) on payment of amount as demanded by the Branch Office, HDFC Bank Limited at Shanti Niketan Building, Chaudhary Bazaar-Opposite Party No.3 in its letter dated 17th July, 2024 (Annexure-7).
3. Mr. Singh, learned counsel submits that the Petitioner has purchased the aforesaid vehicle taking financial assistance from Opposite Party No.3. The vehicle has been seized for non-payment of EMIs regularly. By issuing letter dated 17th July, 2024 at Annexure-7, the Bank has made a demand of Rs.3,31,549.24/- to be paid by 31st July, 2024 failing which the vehicle might be put to auction. It is submitted by Mr. Singh, learned counsel that the Petitioner is ready and willing to pay the aforesaid amount by 6th August, 2024. Hence, a direction may be



made to release the vehicle in favour of the Petitioner on payment of the aforesaid amount.

4. Taking note of the submission made by learned counsel for the Petitioner, this Court is of the considered opinion that since the Petitioner is interested to clear up the outstanding dues as demanded at Annexure-7, he should be given an opportunity. It appears that the amount was directed to be deposited by 31st July, 2024. However, the Petitioner undertakes to pay the same by 6th August, 2024.

5. In view of the above, this Court disposes of the writ petition with a direction that in the event, the Petitioner makes payment of Rs.3,31,549.24/- (Rupees three lakh thirty one thousand five hundred forty nine and two four paisa) to the Branch Office, HDFC Bank Limited at Shanti Niketan Building, Chaudhary Bazaar-Opposite Party No.3 by 6th August, 2024, it shall consider release the aforesaid vehicle in favour of the Petitioner forthwith.

6. Since the writ petition is disposed of without issuing notice to Opposite Party Nos.2 and 3, they are at liberty to seek for variation of this order, if they feel aggrieved.

Urgent certified copy of this order be granted on proper application.

(K.R. Mohapatra)
Judge

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