

IN THE HIGH COURT OF ORISSA AT CUTTACK

**W.P.(C) No.49 Of 2022
(Through hybrid mode)**

Sandeep Jajodia ***Petitioner***

Mr. R. Banerjee, Sr. Advocate

-versus-

IDBI Bank and another ***Opposite Parties***

Mr. Jagannath Patnaik, Sr. Advocate

Mr. P.P. Behera, CGC

Mr. L. Mohan Vidhvaish, Advocate for O.P.2

CORAM: JUSTICE ARINDAM SINHA

ORDER

07.03.2022

I.A. No.3152 of 2022

Order

No.

04.

1. Contentions of parties will appear from record in orders dated 10th January, 2022, 21st February, 2022 and 24th February, 2022. Mr. Banerjee, learned senior advocate appearing on behalf of petitioner was heard to contend that proceeding against the corporate person was launched in Mumbai and subsequently, by notification dated 12th July, 2018 there was provision for proceedings against corporate persons, inter alia, of Chhattisgarh, to be filed in Cuttack. However, the notification did not provide for transfer of pending proceedings against corporate persons of Chhattisgarh, from Mumbai to Cuttack. As such the initiation of connected proceeding against his client,

must be in Mumbai and not in Cuttack. Today he renews his prayer for interim protection.

2. Mr. Patnaik, learned senior advocate appears on behalf of IDBI Bank and submits, his client has applied for adding Union of India as a party. Mr. Behera, learned advocate appears on behalf of Union of India and submits, copy has been received. Mr. Banerjee does not oppose the prayer for addition.

3. Mr. L. Mohan, learned advocate appears on behalf of opposite party no.2 (resolution professional) and prays for direction to file counter.

4. On query from Court Mr. Patnaik submits, nothing will happen in the meantime for there being interim order. Mr. Behera submits, if his client is added as party, his client will state its position by filing counter.

5. CP(IB)no.64/CB/2021 will remain stayed till next date.

6. Union of India is added as party. I.A. no.3152 of 2022 is disposed of.

7. Opposite parties will file their respective counters by 28th March, 2022, as prayed for by them. Petitioner may file rejoinder by 4th April, 2022. Union of India is expected to state

its position for assistance in interpretation of notification dated 12th July, 2018.

8. List on 6th April, 2022.

(Arindam Sinha)
Judge

Sks

