

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 1766 of 2011

Nilakantha Behera

.....

Petitioner

Mr. A. Kejeriwal, Advocate

Vs.

East Coast Railway and others

.....

Opposite parties

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

29.11.2022

Order No.

03

This matter is taken up through hybrid mode.

2. Heard.

3. The petitioner has filed this writ petition seeking to quash Annexure- dated 07.01.2011 and to issue direction to the opposite parties to provide an alternative cabin/plot to the petitioner for carrying on his business so as to protect the right of the petitioner under Article-21 of the Constitution of India.

4. In course of hearing, learned counsel for the petitioner states that the petitioner may be permitted to file objection pursuant to Annexure-6 dated 07.01.2011 before the opposite party no.4 highlighting the grievances and direction may be given to consider the same within a stipulated time, to which learned counsel for the State has no objection.

5. As agreed to by learned counsel for the parties, however, without expressing any opinion on the merits of the case, this writ petition stands disposed of with the direction that in case the petitioner, with regard to the grievance made in this petition, files an objection pursuant to Annexure-6 dated 07.01.2011 before the opposite party no.3, within seven days hence, the said authority shall consider the same and pass a reasoned and speaking order, as expeditiously as possible, preferably within a period of three months from the date of receipt of such objection along with the certified copy of this order.

6. Interim order passed earlier stands vacated.

Issue urgent certified copy as per rules.

Ashok

(DR. B.R. SARANGI, J)