

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P (C) No. 11953 of 2016

Soumendra Nandan Dasmohapatra

.....

Petitioner

Mr. A. Patnaik, Advocate

Vs.

Union of India & Ors.

.....

Opposite parties

Mr. P.K. Parhi, ASGI

(O.P. 1)

Mr. P.P. Mohanty, AGA

(O.P.2)

Mr. S.K. Padhi, Sr. Advocate

(O.P.3)

CORAM:

DR. JUSTICE B.R. SARANGI

MISS JUSTICE SAVITRI RATHO

ORDER

20.04.2022

Order No.

3

This matter is taken up through hybrid mode.

2. Heard Mr. A. Patnaik, learned counsel for the petitioner; Mr. P.K. Parhi, learned Assistant Solicitor General of India for opposite party no.1 and Mr. P.P. Mohanty, learned Additional Government Advocate for opposite party no.2.

3. It is contended that the petitioner was not heard at the time of hearing of the revision petition, but the revisional authority has passed the final order with some observations, which are prejudicial to the petitioner.

4. In that view of the matter, it is open to the petitioner challenge the vires of Section 10-A(2)(a) of the Mines & Minerals (Development & Regulation) Act, 1957 and in the event he succeeds, he shall have the opportunity to participate in the said revisional proceeding.

5. With the above observation, the writ petition stands disposed of.

(DR. B.R. SARANGI)
JUDGE

(SAVITRI RATHO)
JUDGE

