

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 2293 OF 2022

Benudhar Bhoi

.....

Petitioner

Mr. S.K. Jee, Advocate

Vs.

State of Odisha & Ors.

.....

Opposite parties

State Counsel

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

28.01.2022

Order No.
01

The matter is taken up through video conferencing mode.

2. Heard learned counsel for the petitioner and learned State Counsel for the opposite parties.

3. Looking to the prayer made in this Writ Petition, this Court observes, an administrative decision in the matter is required to be taken at the first hand. Accordingly this Writ Petition stands disposed of with a direction to the competent authority to consider the grievance of the petitioner in this Writ Petition in the matter of grant of R.A.C.P, thereby permitting him to file fresh representation within a period of fifteen days and if the same is filed, the opposite parties shall take a decision thereon taking into account the decision of this Court in W.P.(C) No.2831 of 2016, which has also been confirmed by the Hon'ble apex Court in Diary No.(s)20358

of 2017 and W.P.(C) No.29120 of 2019, which was complied with as per order dated 17.4.2020.

4. The entire exercise shall be completed within a period of three months from the date of communication of a copy of this order along with a copy of the Writ Petition by the petitioner and also the order of this Court in W.P.(C) No.2831 of 2016, the order of the Hon'ble apex Court in Diary No.(s)20358 of 2017 and also the order of this Court in W.P.(C) No.29120 of 2019, by the petitioner.

5. As the restrictions due to resurgence of COVID-19 situation are continuing, learned counsel for the parties may utilize a print out of the order available in the High Court's website, at par with certified copy, subject to attestation by the concerned advocate, in the manner prescribed, vide Court's Notice No.4587 dated 25th March, 2020, as modified by Court's notice no. 4798 dated 15th April, 2021, and Court's Office Order circulated vide Memo Nos.514 and 515 dated 7th January, 2022.