

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 11592 of 2014

***Balasore Alloys Limited,
Balasore & Anr.***

.....

Petitioners

*Mr. S.D. Das, Sr. Advocate
along with Mr. H. Mohanty,
Advocate*

Vs.

State of Odisha & Ors.

.....

Opposite parties

Mr. P.P. Mohanty, AGA

CORAM:

DR. JUSTICE B.R. SARANGI

MISS JUSTICE SAVITRI RATHO

ORDER

22.04.2022

Order No.

10

This matter is taken up through hybrid mode.

2. Heard Mr. S.D. Das, learned Senior Counsel appearing along with Mr. H. Mohanty, learned counsel for the petitioners and Mr. P.P. Mohanty, learned Additional Government Advocate appearing for the State-opposite parties.

3. The petitioners have filed this writ petition seeking to quash the show-cause notice/letter dated 24.08.2013 issued by opposite party no.1 addressed to petitioner no.1, and to issue direction prohibiting the opposite parties from taking any step pursuant to the show-cause notice/letter dated 24.08.2013.

4. Mr. S.D. Das, learned Senior Counsel appearing

for the petitioners contended that against the show-cause notice dated 24.08.2013 issued by opposite party no.1, the petitioners have approached this by filing this writ petition. As such, this Court, while entertaining the writ petition, vide order dated 01.07.2014, passed interim order in Misc. Case No.10372 of 2014 directing that opposite parties no.1 to 4 shall not take any coercive action against the petitioners pursuant to the notice dated 24.08.2013 under Annexure-21 issued by opposite party no.1-Secretary, Steel & Mines Department, Govt. of Odisha and the further proceeding of the said notice shall remain in abeyance until further orders.

5. Mr. P.P. Mohanty, learned Additional Government Advocate contended that pursuant to show-cause notice issued by opposite party no.1, the petitioners have already filed reply before opposite party no.1 vide Annexures-22 & 23 dated 07.10.2013 and 12.11.2013 respectively, but because of operation of interim order, no decision has been taken.

6. Considering the contentions raised by learned counsel for the parties and after going through the records, this Court finds that pursuant to show-cause notice dated 24.08.2013, the petitioners have already filed reply vide Annexures-22 & 23 dated 07.10.2013 and 12.11.2013 respectively, but no decision has been taken thereon because of operation of interim order. Therefore, instead of granting adjournment, this Court

directs opposite party no.1 to consider the reply filed by the petitioners, vide Annexures-22 & 23 dated 07.10.2013 and 12.11.2013 respectively, and dispose of the same as expeditiously as possible, preferably within a period of three months hence, by giving opportunity of hearing to all the parties.

7. With the above observation and direction, the writ petition stands disposed of.

Issue urgent certified copy as per rules.

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(DR. B.R. SARANGI)
JUDGE

.....
(SAVITRI RATHO)
JUDGE

Alok /Sukanta

