

IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No. 4445 of 2022

Pratima Dash

....

Petitioner

Mr. M.K. Mohapatro, Adv.

-Versus -

State of Odisha and others

....

Opposite Parties

Addl. Government Advocate.

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

15.02.2022

Order No.

01

This matter is taken up through hybrid mode.

2. Heard Mr. M.K. Mohapatro, learned counsel for the petitioner and learned Addl. Government Advocate appearing for the State.
3. Considering the submission that during pendency of the criminal trial, filing of defence by the petitioner in the disciplinary proceeding will jeopardize the prospect of the delinquent-petitioner involving the criminal case, this Court finds support of the submission of learned counsel has also the support of decision of the Hon'ble apex Court reported in AIR 1999 SC 1416, decided taking support of the old decision of the Hon'ble apex Court reported in AIR 1965 SC 155. This Court accordingly disposes of the writ petition directing stay of the Disciplinary Proceeding No. 8490/T dated 30.10.2021 under Annexure-3 involving the petitioner till finalization of the Criminal Trial vide

Koraput Vigilance P.S. Case No.15/2021 dated 06.08.2021 pending in the court of Special Judge, Vigilance, Bhawanipatna in VGR Case No.14 of 2021. This Court also directs the trial involving VGR Case No.14 of 2021 be expedited.

4. With the aforesaid direction, the writ petition stands disposed of.

Issue urgent certified copy as per rules.

(Dr. B.R. Sarangi)
Judge

Alok

