

**IN THE HIGH COURT OF ORISSA AT CUTTACK**

**CONTC No.814 of 2020**

**Dhananjaya Patel**

....

**Petitioner**

Mr. Bijaya Kumar Behera-1, Advocate

*-versus-*

**Mr. Surendra Kumar,  
Secretary, Department of  
Water Resources, Govt. of  
Odisha and Another.**

....

**Contemnors/ Opposite  
Parties**

Mr. L. Samantaray, AGA

**CORAM:  
JUSTICE JASWANT SINGH  
JUSTICE M.S. SAHOO**

**ORDER (Oral)  
07.02.2022**

**Order No.**

- 2.**
1. This matter is taken up through Hybrid Mode.
  2. Heard learned counsel for the parties.
  3. It is claimed that the compensation for the lands of the petitioner acquired for executing the Lower Indra Irrigation Project, Khariar in the district of Nuapada has not yet been disbursed inspite of the positive directions to release the same preferably within a period of three months from the date of communication of the order vide order dated 05.08.2019 passed by this Court.
  4. Mr. L. Samantaray, learned Additional Government Advocate for Contemnors/Opposite Parties upon instructions state that the amounts could not be disbursed due to non-availability of funds in the relevant head. He states that in the next budget allocation, due provision towards disbursement of the compensation shall be made and the entire compensation dues shall be positively released to the petitioner by 31<sup>st</sup> May, 2022.

**5.** In view of the stand of the Contemnors/Opposite Party made through the learned counsel for the State, learned counsel for the petitioner submits that he has no objection, if the contempt is disposed of at this stage. He, however, prays for liberty to revive the Contempt Petition by making application, in case the payment is not released, as stated by the learned Additional Government Advocate for the Contemnors/Opposite Parties.

**6.** In view of the above, the Contempt Petition is disposed of as infructuous with the liberty as aforesaid.

February 7<sup>th</sup>, 2022  
Cuttack.

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