

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P (C) No. 9342 of 2022

State of Odisha & Ors.

.....

Petitioners

Mr. B.P. Tripathy, AGA

Vs.

Prafulla Kumar Swain

.....

Opposite party

CORAM:

DR. JUSTICE B.R. SARANGI

MISS JUSTICE SAVITRI RATHO

ORDER

29.04.2022

Order No.

05.

This matter is taken up through hybrid mode.

2. Heard Mr. B.P. Tripathy, learned Addl. Government Advocate for the petitioners.

3. The petitioners-State have filed this writ petition challenging the order dated 15.11.2018 passed by the Odisha Administrative Tribunal, Principal Bench, Bhubaneswar in O.A. No. 2459 of 2018.

4. As it appears, though Odisha Administrative Tribunal, Principal Bench, Bhubaneswar passed the impugned order on 15.11.2018, but the State-opposite parties have preferred this writ petition on 11.04.2022, i.e., after long lapse of more than three year, which shows that the State is not vigilant of his own conduct.

5. Mr. B.P. Tripathy, learned Addl. Government Advocate prays that the matter may be disposed of on merit.

6. Such a contention is rejected. This Court is not inclined to entertain this writ petition at this belated stage, as the writ petition suffers from delay and laches, in view of the judgment/order of this Court in the case of *State of Odisha v. Surama Manjari Das* (W.P.(C) No. 15763 of 2021 dismissed on 16.07.2021).

7. Accordingly, the writ petition merits no consideration and the same is hereby dismissed.

(DR. B.R. SARANGI)
JUDGE

(SAVITRI RATHO)
JUDGE

Ashok/Puspa

