

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.15367 of 2022

Gedela Srikant Kumar

....

Petitioner

Mr. Niranjana Biswal, Advocate

-versus-

State of Odisha and others

....

Opposite Parties

Mr. P.C. Das, A.S.C.

CORAM:

JUSTICE A.K. MOHAPATRA

ORDER
22.06.2022

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. Heard learned counsel for the Petitioner as well as learned counsel for the State. Perused the record.
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.14 dated 29.11.2019 under Annexure-4 involving the petitioner till finalization of the Criminal Trial vide Bissam Cuttack P.S. Case

No.89 dated 05.09.2019 pending in the court of learned J.M.F.C., Bissam Cuttack in G.R. Case No.285 of 2019. This Court also directs the trial involving G.R. Case No.285 of 2019 be expedited.

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

Urgent certified copy of this order be granted on proper application.

Jagabandhu

