

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P (C) No. 23925 of 2017

Raghunath Gochhikar

.....

Petitioner

Mr. U.C. Mohanty, Advocate

Vs.

State of Odisha and others

.....

Opposite Parties

Mr. S.N. Nayak, ASC

CORAM:

DR. JUSTICE B.R. SARANGI

MR. JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

08.12.2022

Order No.

05.

This matter is taken up through hybrid mode.

2. Heard learned counsel for the parties.

3. It is agreed to by learned Counsel for the Parties that the issue involved in this Writ Petition is analogous to one involved in W.P.(C) No. 22402 of 2017 (*Shree Shree Jagannath Mahaprabhu Bije Srikhetra Marfat Uttarparswa Math v. State of Odisha and others*), which has been allowed vide judgment passed today (08.12.2022).

4. Therefore, in view of the detailed reasons given in the judgment passed today (08.12.2022) in W.P.(C) No. 22402 of 2017, this Writ Petition stands allowed by quashing the impugned decision dated 28.04.2017 of the Government under Annexure-2 and the consequential notice dated 05.08.2017 under Annexure-3 issued for the refund of the amount of solatium. The opposite parties are directed to forthwith allow the petitioner to operate its bank account.

Issue urgent certified copy as per Rules.

(DR. B.R. SARANGI)
JUDGE

Arun

(B. P. SATAPATHY)
JUDGE