

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

**WP(C) NO.17250 OF 2022**

***Ananda Kumar Behera***

....

***Petitioner***

Mr.S.Mohanty, Adv.

*-versus-*

***State of Odisha & ors.***

....

***Opposite Party(s)***

Mr.S.P.Panda, AGA

Mr.D.Nayak, Adv. for O.P.2

**CORAM:  
JUSTICE BISWANATH RATH**

**ORDER  
21.9.2022**

**Order No.**

05.

1. Heard learned counsel for the Parties.
2. This matter involves shifting of an OMFED Booth in the particular area involved. This matter was heard and while directing not to disturb the Petitioner, notice was issued and extra copy of the Brief was served on Mr.D.Nayak, learned counsel for the Cuttack Municipal Corporation, O.P.2. Today Mr.Nayak, learned counsel for the Corporation files an affidavit in Court disclosing therein that the Cuttack Municipal Corporation is not interested in shifting the OMFED Booth in possession of the Petitioner.
3. Recording the statement of the learned counsel for O.P.2 and as the statement also being confirmed through the affidavit, particularly in Paragraph-7 therein, this Court finds, the grievance of

the Petitioner is remedied out. As a consequence, this Court drops the Writ Petition with recording of the undertaking of the Cuttack Municipal Corporation, which is not interested in shifting the Petitioner's Kiosk. The affidavit filed in Court be kept on Record.

***(Biswanath Rath)***  
***Judge***

*M.K.Rout*

