

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P (C) No. 23368 of 2016

State of Odisha & Ors.

.....

Petitioners

Mr. A.K. Mishra, AGA

Vs.

Rabinarayan Nayak and Ors.

.....

Opposite Parties

CORAM:

DR. JUSTICE B.R. SARANGI

MISS JUSTICE SAVITRI RATHO

ORDER

09.05.2022

Order No.

03.

This matter is taken up through hybrid mode.

2. Heard Mr. A.K. Mishra, learned Additional Government Advocate for the State-petitioners.

3. The petitioner has filed this writ petition challenging the order dated 01.11.2013 passed by the Odisha Administrative Tribunal, Bhubaneswar in O.A. No. 465 of 2012.

4. As it appears, though Odisha Administrative Tribunal, Principal Bench, Bhubaneswar passed the impugned order on 01.11.2013, but the State-opposite parties have preferred this writ petition on 30.12.2016, i.e., after long lapse of three years, which shows that the State is not vigilant of his own conduct.

5. Mr. A.K. Mishra, learned Additional 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

Alok/Puspa

