

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 29416 of 2020

***Kalinga Building Stone
Quarry, Khurda***

.....

Petitioner

*Mr. M.K. Kanungo, Sr. Advocate
along with Mr. C.K. Nayak, Advocate*

Vs.

State of Odisha & Anr.

.....

Opposite Parties

*Mr. P.P. Mohanty, AGA
(O.P.1)*

*Mr. N.N. Rayatsingh, Advocate
(O.P.2)*

CORAM:

**DR. JUSTICE B.R. SARANGI
Mr. JUSTICE G. SATAPATHY**

ORDER

13.09.2022

Order No.

07

This matter is taken up through hybrid mode.

2. Heard Mr. M.K. Kanungo, learned Senior Counsel appearing along with Mr. C.K. Nayak, learned counsel for the petitioner; Mr. P.P. Mohanty, learned Additional Government Advocate appearing for the State-opposite party no.1 and Mr. L.N. Rayatsingh, learned counsel appearing for opposite party no.2.
3. The petitioner has filed this writ petition seeking direction to opposite party no.2 to refund amount deposited by the petitioner immediately in response to Annexure-4.
4. Since the petitioner claims for refund of amount in view of letter under Annexure-4 dated 18.12.2019, it is open to the petitioner to pursue its remedy before the appropriate

forum in terms of the DTCN/agreement executed between the parties or any other documents, which are applicable to it.

5. With the aforesaid liberty, the writ petition stands disposed of.

6. Issue urgent certified copy as per rules.

(DR. B.R. SARANGI)
JUDGE

(G. SATAPATHY)
JUDGE

Alok/Subhasmita

