

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC (OA) No.923 OF 2018

Gyana Ranjan Swain

.....

Petitioner

Mr. K.C. Sahu, Advocate

Vs.

State of Odisha & Ors.

.....

Opposite parties

State Counsel

CORAM:

DR. JUSTICE B.R. SARANGI

ORDER

14.09.2022

Order No.

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This matter is taken up by hybrid mode.

2. Heard learned Counsel for the parties.

3. Considering the submissions 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 Vigilance 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.04/2016 dated 16.05.2016 under Annexure-2 series involving the petitioner till finalization of the Criminal Trial vide Berhampur Vigilance P.S. Case No.36 dated 27.07.2015 pending in the court of Special Judge, Vigilance, Berhampur in G.R. (v) Case No.21 of 2015 be expedited.

4. With the aforesaid direction, writ petition stands disposed of.
5. Issue urgent certified copy as per rules.

Arun

(DR. B.R. SARANGI)
JUDGE

