

IN THE HIGH COURT OF ORISSA AT CUTTACK

WPC(OA) No. 1831 of 2013

Purna Chandra Pan

....

Petitioner

Mr. Lalatendu Samal, Advocate

-versus-

State of Odisha & others

....

Opp. Parties

Mr.T.K.Praharaj, SC

**CORAM:
JUSTICE M.S. SAHOO**

ORDER

28.03.2022

Order No.

02.

1. This matter is taken up through hybrid mode.
2. It is submitted on behalf of the learned counsel for the petitioner that he has no up-to-date instruction to pursue the matter on behalf of the petitioner at present.
3. On 3.3.2022 when the matter was taken up, after considering in some detail, following order was passed :

*"This matter is taken up through hybrid mode.
None appears for the petitioner.*

The writ petition has been registered before this Court on 11th August, 2021, after the original application was transferred from the learned Odisha Administrative Tribunal, Principal Bench, Bhubaneswar upon its abolition.

On perusal of the available order sheets of the learned Tribunal, it is indicated that the matter was never taken up after 16.11.2018.

The original application was filed before the learned Tribunal when the petitioner was 48 years of age challenging the advertisement dated 05.07.2013 (Annexure-12) issued by the Collector, Kalahandi for recruitment to the posts of Revenue Inspector, Asst. Revenue Inspector and Amin.

It is submitted by the learned Addl. Govt. Advocate that the petitioner was presenting his candidature to the post of Amin in Group-‘C’ regular establishment by way of absorption without participating in the selection process while the petitioner was continuing as a job contract employee.

Learned Addl. Govt. Advocate further submits that by efflux of time nothing would survive for adjudication in the writ petition as the interim order dated 07.08.2013 was to the effect that the recruitment made pursuant to Annexure-12 dated 05.07.2013 shall be subject to the result of the original application. It is further submitted that by long lapse of time, the rights of the selected candidates have crystallized rendering the writ petition infructuous.

To grant another opportunity to the petitioner, list on 28th March, 2022.”

4. Learned Standing Counsel reiterates the submissions on behalf of the State as noted in the interim order dated 3.3.2022.

5. Having heard learned counsel for the parties, the writ petition is disposed of due to lack of instruction from the petitioner to pursue the matter granting liberty to the petitioner to revive the same within sixty days for any surviving cause of action.

