

IN THE HIGH COURT OF ORISSA AT CUTTACK

CONTC (CP) No.199 of 2019

Surya Narayan Baxi & others

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Applicants

Mr. Prafulla Kumar Mohapatra, Adv.

-Versus-

***Sri Nikunja Bihari Dhal, IAS,
Secretary to Govt. of Odisha,
R & D.M. Deptt., Bhubaneswar & Ors..***

***Respondents/
Contemnors***

Mr. S.S. Kanungo, AGA

CORAM:

JUSTICE C.R. DASH

**ORDER
28.03.2022**

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. None appears for the applicants.
3. Heard Mr. Kanungo, learned Addl. Government Advocate for the State.
4. Eschewing the preliminary objection by learned counsel for the State on the ground of limitation etc., I feel persuaded to dispose of the Contempt Petition to prevent further delay and harassment to the applicants.

5. Regard being had to the facts and submissions and further fact that, the contemnor-incumbent must have changed in the meantime, the Contempt Petition is disposed of directing the present incumbent/incumbents to comply with the order of the Orissa Administrative Tribunal passed in O.A. No.851 of 2019 within three months from the date of communication of this order provided there is no other legal impediment or no order from the higher forum staying the operation of the order of the Orissa Administrative Tribunal for alleging violation of which the present Contempt Petition has been filed. If the present incumbent/incumbents fails/fail to comply with the order by the time prescribed, then the applicants concerned may file fresh contempt for violation of the order of this Court.

6. This order shall only be effective, if the order has not yet been complied with.

7. The compliance order be communicated to the applicants by the present incumbent/incumbents, if not communicated.

8. A free copy of this order be supplied to learned Addl. Government Advocate for onward transmission to the authority/authorities concerned for communication of the order.

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(C.R. Dash)
JUDGE



