IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. Nos. 960, 963, 969, 981, 982, 993, 996, 997, 998, 999, 1004, 1018, 1024, 1025, 1038, 1045, 1058, 1065, 1070, 1071, 1072, 1074, 1077, 1082, 1089, 1091, 1092, 1093, 1094, 1095, 1100, 1101, 1102, 1103, 1110, 1111, 1112, 1127, 1132, 1136, 1137, 1138, 1139, 1141, 1142, 1143, 1145, 1146, 1158, 1159, 1160, 1161, 1162, 1164, 1166, 1167, 1170, 1172, 1174, 1183, 1184, 1186, 1188, 1190, 1200, 1217, 1223, 1224, 1225, 1250, 1281, 1289, 1307, 1453, 1462, 1584 and 2487 of 2024

M/s. Manasa Medical Hall, Sambalpur .... ***Appellant***
(In W.A. No. 960 of 2024)

Ms. Pami Rath, Senior Advocate

M/s. Mrutunjaya Medical Store, Puri .... ***Appellant***
(In W.A. No. 963 of 2024)

Ms. Pami Rath, Senior Advocate

M/s. Mahavir Medicine Store, Sambalpur .... ***Appellant***
(In W.A. No. 969 of 2024)

Ms. Pami Rath, Senior Advocate

Rumi Chakraborty .... ***Appellant***
(In W.A. No. 981 of 2024)

Mr. Srikar Kumar Rath, Advocate

M/s. Mahalaxmi Ausadhalaya, Nayagarh .... ***Appellant***
(In W.A. No. 982 of 2024)

Mr. Srikar Kumar Rath, Advocate

M/s. Laxmi Medical Store, Sundargarh .... ***Appellant***
(In W.A. No. 993 of 2024)

Mr. Srikar Kumar Rath, Advocate

Maa Laxmi Medicine Store, Cuttack .... ***Appellant***
(In W.A. No. 996 of 2024)

Mr. Akash Choudhury, Advocate

Sibani Medical Store, Keonjhar .... ***Appellant***
(In W.A. No. 997 of 2024)

Mr. Akash Choudhury, Advocate

M/s. Hota Medical Hall, Sambalpur .... ***Appellant***
(In W.A. No. 998 of 2024)

Mr. Srikar Kumar Rath, Advocate

M/s. Gupteswari Medical Store, Sambalpur .... ***Appellant***
(In W.A. No. 999 of 2024)

Mr. Srikar Kumar Rath, Advocate

M/s. Choudhury Medical Store,Sambalpur .... ***Appellant***
(In W.A. No. 1004 of 2024)

Ms. Pami Rath, Senior Advocate

M/s. Baidyanath Medicals, Baripada .... ***Appellant***
(In W.A. No. 1018 of 2024)

Mr. Goutam Mishra, Senior Advocate

M/s. Brundaban Medical Store, Bargarh .... ***Appellant***
(In W.A. No. 1024 of 2024)

Mr. Saurav Tibrewal, Advocate

M/s. Campus Medical Store, Bargarh .... ***Appellant***
(In W.A. No. 1025 of 2024)

Mr. Saurav Tibrewal, Advocate

M/s. Maa Shakti Day and Night Medical Store, Puri .... ***Appellant***
(In W.A. No. 1038 of 2024)

Mr. Sunshine Anand Swain, Advocate

M/s. Nilgiri Medical Store, Balasore .... ***Appellant***
(In W.A. No. 1045 of 2024)

Mr. Sidheswar Mallik, Advocate

M/s. Sakuntala Medical Store, Ganjam .... ***Appellant***
(In W.A. No. 1058 of 2024)

Mr. Budhadev Routray, Senior Advocate

Om Sai Drugs, MKCG Medical College Hospital Campus, Ganjam .... ***Appellant***
(In W.A. No. 1065 of 2024)

Mr. Sidheswar Mallik, Advocate

M/s. Get Well Medical Store, Kalahandi .... ***Appellant***
(In W.A. No. 1070 of 2024)

Mr. Himansu Sekhar Satpathy, Advocate

M/s. Maa Tarini Medical Store, Jagatsinghpur .... ***Appellant***
(In W.A. No. 1071 of 2024)

Mr. Sidheswar Mallik, Advocate

Meera Medicals, Kalahandi .... ***Appellant***
(In W.A. No. 1072 of 2024)

Mr. Sidheswar Mallik, Advocate

M/s. Kalinga Medicine Store, Kendrapara .... ***Appellant***
(In W.A. No. 1074 of 2024)

Mr. Prasanna Kumar Panda, Advocate

M/s. Happy Medical Hall, Day & Night Medicine Store, Kendrapara .... ***Appellant***
(In W.A. No. 1077 of 2024)

Mr. Prasanna Kumar Panda, Advocate

M/s. Life Line, Kalahandi .... ***Appellant***
(In W.A. No. 1082 of 2024)

Mr. Himansu Sekhar Satpathy, Advocate

M/s. Madhaba Medicine Store, Puri .... ***Appellant***
(In W.A. No. 1089 of 2024)

Mr. Sunshine Anand Swain, Advocate

M/s. Lingaraj Medicine Store, Puri .... ***Appellant***
(In W.A. No. 1091 of 2024)

Mr. Sunshine Anand Swain, Advocate

M/s. Mangala Medical Store, ... ***Appellant***

Balasore
(In W.A. No. 1092 of 2024)

Mr. Sidheswar Mallik, Advocate

M/s. Seva Medicine Store, Puri .... ***Appellant***
(In W.A. No. 1093 of 2024)

Mr. Sunshine Anand Swain, Advocate

Premananda Sahoo .... ***Appellant***
(In W.A. No. 1094 of 2024)

Mr. Sidheswar Mallik, Advocate

M/s. Biswal Drug House, Puri .... ***Appellant***
(In W.A. No. 1095 of 2024)

Mr. Sunshine Anand Swain, Advocate

M/s. Jaya Guru Medical Store, ... ***Appellant***
Kendrapara
(In W.A. No. 1100 of 2024)

Mr. Debasis Tripathy,Advocate

M/s. Maa Sarala Medical Store, ... ***Appellant***
Subarnapur
(In W.A. No. 1101 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. Sri Laxmi Medical Store, ... ***Appellant***
Kandhamal
(In W.A. No. 1102 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. Sanjum Medicine Store, ... ***Appellant***

Kendrapara
(In W.A. No. 1103 of 2024)

Mr. Debasis Tripathy,Advocate

M/s. SR Medical Store, Kalahandi .... ***Appellant***
(In W.A. No. 1110 of 2024)

Mr. Sidheswar Mallik, Advocate

Geetika Mohanty .... ***Appellant***
(In W.A. No. 1111 of 2024)

Mr. Sidheswar Mallik, Advocate

M/s. Devi Medical Store, Balasore .... ***Appellant***
(In W.A. No. 1112 of 2024)

Mr. Sidheswar Mallik, Advocate

Damayanti Giri .... ***Appellant***
(In W.A. No. 1127 of 2024)

Mr. S.P. Mishra, Senior Advocate

Kartikeswar Sahu .... ***Appellant***
(In W.A. No. 1132 of 2024)

Mr. Basudev Barik, Advocate

M/s. Maa Medical Hall, Sambalpur .... ***Appellant***
(In W.A. No. 1136 of 2024)

Mr. Saurav Tibrewal, Advocate

Sunita Mohanty .... ***Appellant***
(In W.A. No. 1137 of 2024)

Mr. S.P. Mishra, Senior Advocate

Naresh Kumar Agarwal .... ***Appellant***
(In W.A. No. 1138 of 2024)

Mr. S.P. Mishra, Senior Advocate

Shree Ram Tayal .... ***Appellant***
(In W.A. No. 1139 of 2024)

Mr. S.P. Mishra, Senior Advocate

Om Prakash Behera .... ***Appellant***
(In W.A. No. 1141 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

U. Balaram Patra .... ***Appellant***
(In W.A. No. 1142 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

Simanchal Dash .... ***Appellant***
(In W.A. No. 1143 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

Laxmidhar Sahu .... ***Appellant***
(In W.A. No. 1145 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. Day and Night Medical Store, Kalahandi .... ***Appellant***
(In W.A. No. 1146 of 2024)

Mr. S.P. Mishra, Senior Advocate

Konark Medical (Day and Night), Koraput .... ***Appellant***
(In W.A. No. 1158 of 2024)

Mr. Gyanaloka Mohanty, Advocate

Kishore Chandra Sahu .... ***Appellant***
(In W.A. No. 1159 of 2024)

Mr. Gyanaloka Mohanty, Advocate

M/s. Puja Medicals, Bolangir .... ***Appellant***
(In W.A. No. 1160 of 2024)

Mr. Gyanaloka Mohanty, Advocate

M/s. Kar Day and Night Medical Store, Jajpur .... ***Appellant***
(In W.A. No. 1161 of 2024)

Mr. Gyanaloka Mohanty, Advocate

Suvadra Medical Store @ Campus Medicine Store, Balasore .... ***Appellant***
(In W.A. No. 1162 of 2024)

Mr. Gyanaloka Mohanty, Advocate

M/s. Campus Medical Store, Sambalpur .... ***Appellant***
(In W.A. No. 1164 of 2024)

Mr. Saurav Tibrewal, Advocate

Seven Hills Medical Store, Nawarangpur .... ***Appellant***
(In W.A. No. 1166 of 2024)

Mr. S.P. Mishra, Senior Advocate

Khagendra Nath Mohanta .... ***Appellant***
(In W.A. No. 1167 of 2024)

Mr. S.P. Mishra, Senior Advocate

Rameswori Pattanaik .... ***Appellant***
(In W.A. No. 1170 of 2024)

Mr. S.P. Mishra, Senior Advocate

M/s. Vijaya Krishna Medicals, Koraput .... ***Appellant***
(In W.A. No. 1172 of 2024)

Mr. S.P. Mishra, Senior Advocate

M/s. Jayaguru Medicine Store, Jagatsinghpur .... ***Appellant***
(In W.A. No. 1174 of 2024)

Mr. S.P. Mishra, Senior Advocate

M/s. Ausadhalaya, Kalahandi .... ***Appellant***
(In W.A. No. 1183 of 2024)

Mr. Mohendra Kumar Mohapatro, Advocate

Rama Narayan Patra .... ***Appellant***
(In W.A. No. 1184 of 2024)

Mr. S.P. Mishra, Senior Advocate

M/s. Khuntia Medical Store, Jagatsinghpur .... ***Appellant***
(In W.A. No. 1186 of 2024)

Mr. S.P. Mishra, Senior Advocate

Dillip Kumar Sahu .... ***Appellant***
(In W.A. No. 1188 of 2024)

Mr. S.P. Mishra, Senior Advocate

M/s. Raja Medical, Sub-Divisional Hospital Campus, Augul .... ***Appellant***
(In W.A. No. 1190 of 2024)

Mr. S.P. Mishra, Senior Advocate

Samakoi Pharmaceuticals, Keonjhar .... ***Appellant***
(In W.A. No. 1200 of 2024)

Mr. Srikar Kumar Rath, Advocate

M/s. Om Medical Store, Nayagarh .... ***Appellant***
(In W.A. No. 1217 of 2024)

Mr. Sidhartha Mishra, Advocate

Ch. Bhagaban Patra .... ***Appellant***
(In W.A. No. 1223 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. Bhawani Medicals, Sundargarh .... ***Appellant***
(In W.A. No. 1224 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. Kanak Durga Medicine Store, Ganjam .... ***Appellant***
(In W.A. No. 1225 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. A.K. Day and Night Medical Store, Jajpur .... ***Appellant***
(In W.A. No. 1250 of 2024)

Mr. Biswajit Nayak, Advocate

Bipin Bihari Nayak .... ***Appellant***
(In W.A. No. 1281 of 2024)

Mr. Jayanta Kumar Khandayatray, Advocate

M/s. Ambapua Medical Store, Ganjam .... ***Appellant***
(In W.A. No. 1289 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

M/s. Narayan Medical Store, Kandhamal .... ***Appellant***
(In W.A. No. 1307 of 2024)

Mr. Soumya Ranjan Mohanty, Advocate

Sai Sanjeevani Medicine Store, Cuttack .... ***Appellant***
(In W.A. No. 1453 of 2024)

Mr. Gyanaloka Mohanty, Advocate

M/s. Mahesh Medical Store, Mayurbhanj .... ***Appellant***
(In W.A. No. 1462 of 2024)

Mr. Goutam Mishra, Senior Advocate

M/s. Rajalaxmi Medical Hall, Balangir .... ***Appellant***
(In W.A. No. 1584 of 2024)

Mr. Saurav Tibrewal, Advocate

M/s. Dev Medicines, Cuttack .... ***Appellant***
(In W.A. No. 2487 of 2024)

Mr. Asok Mohanty, Senior Advocate

-versus-

State of Odisha and Others .... ***Opposite Parties***

Mr. Pitambar Acharya, Advocate General along with
Mr. Saswat Das, Additional Government Advocate

CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER
26.09.2024

Order No.

09. These matters are taken up through Hybrid mode.

2. Mr. Pitambar Acharya, learned Advocate General appearing on behalf of the State of Odisha has produced before this Court a communication bearing No.25210/H dated 26.09.2024 issued by the Commissioner-cum-Secretary to Government of Odisha, Health & Family Welfare Department, a copy of which have been shown

to learned Senior Counsel/Counsel representing the appellants, which they have carefully perused.

3. Learned Senior Counsel/Counsel representing the appellants all these cases have submitted in one voice that in view of the contents of the said communication, they may be permitted to withdraw the present writ appeals with a liberty to question the correctness of the future policy, if any, which is framed by the State Government.

4. The Writ Appeals are disposed of accordingly, as withdrawn, without expressing any opinion. It goes without saying that the parties shall be at liberty to take recourse to such provision of law in future as may be permissible to them, if the situation so warrants.

(Chakradhari Sharan Singh)
Chief Justice

(Savitri Ratho)
Judge

Arun Mishra

Signature Not Verified
Digitally Signed
Signed by: ARUN KUMAR MISHRA
Designation: ADR-Cum-Addl. Principal Secretary
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 27-Sep-2024 18:00:11