IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.996 of 2025

Rakesh Kumar Acharya …. **Petitioner**

Represented By Adv. –
Mr. B.P. Das, Advocate

-versus-

State of Odisha and others …. **Opposite Parties**

Represented By Adv. –
Mr. T.K. Dash, AGA

CORAM:
THE HON'BLE MR. JUSTICE ARINDAM SINHA
AND
THE HON'BLE MR. JUSTICE M.S. SAHOO

ORDER
13.01.2025

Order No. 01.

W.P.(C) no.996 of 2025 and I.A. no.271 of 2025

1. Mr. Das, learned advocate appears on behalf of petitioner and submits, his client has licence to operate 'ON' shop. His client has been restricted from lifting liquor in bottle sizes of 60 ml., 90 ml. and 180 ml. The restriction is discriminatory inasmuch as hotels are allowed to lift the bottle sizes.

2. He relies on interim **order dated 20th December, 2024** made in **WP(C) no.29671 of 2024 (M/s. Chandan**

Restaurant, Nimapada and others v. State of Odisha and others) to submit, there be similar interim order in his client's case.

3. Mr. Dash, learned advocate, Additional Government Advocate appears on behalf of State.

4. Paragraph-5 from **order dated 20th December, 2024** (supra) is reproduced below.

> *"Petitioners will be allowed to lift the liquor also bottled on volume 180 ml. till the next date of hearing. Mr. Swain submits, there should not be any violation of licence conditions."*

Same direction is made in this writ petition.

5. Parties to act on website copy of this order. 6. By consent list on 5th February, 2025.

(Arindam Sinha)
Judge

(M.S. Sahoo)
Judge

Signature Not Verified
Digitally Signed
Signed by: JYOTIPRAVA BHOL
Designation: Jr. Stenographer
Reason: Authentication
Location: HIGH COURT OF ORISSA
Date: 15-Jan-2025 11:00:21