IN THE HIGH COURT OF ORISSA AT CUTTACK
W.P.(C) No.34057 of 2026
CNR No. ODHC010798222026

Siba Prasad Mallick .... ***Petitioner***

Mr. J. Pradhan, Adv.

-versus-

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

Mr. S.P. Das, ASC

CORAM:
THE HON'BLE MR.JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER
27.10.2026

Order No.

1. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.

2. Heard learned counsel appearing for the Parties

3. Learned counsel appearing for the Petitioner contended that Petitioner on the face of the pendency of the criminal proceeding in Bhubaneswar Vigilance P.S. Case No.61 of 2019, corresponding to V.G.R Case No.68 of 2019, the disciplinary authority initiated the proceeding vide Bhubaneswar Proceeding No.3665 dated 30.06.2020 under Annexure-2 and proceeded with the same.

3.1. It is further contended that on the face of the order passed by this Court in W.P.(C) No.20038 of 2025 under Annexure-5, trial of the Vigilance Proceeding is yet to be completed. It is accordingly contended that Petitioner will be seriously prejudiced if the disciplinary proceeding is disposed of, prior to disposal of the criminal proceeding, which has been initiated on self-same charges. It is

accordingly contended that pending disposal of the criminal proceeding, the disciplinary proceeding be stayed.

4. Learned Addl. Govt. Advocate for the State on the other hand contended that there is no bar for continuance of both the proceedings, even though the charges are same.

5. Having heard learned counsel appearing for the Parties and considering the submissions made and the fact that both the proceedings have been initiated on self-same charges, this Court while disposing the Writ Petition, observes that the disciplinary proceeding initiated vide Bhubaneswar Dist. Proceeding No.3665 dated 30.06.2020 under Annexure-2 may continue, but no final order will be passed, till disposal of the criminal proceeding vide Bhubanesar Vigilance P.S. Case No.61 of 2019 corresponding to V.G.R Case No.68 of 2019.

Learned Special Judge, Vigilance, Bhubaneswar is directed to expedite the trial of Bhubaneswar Vigilance P.S. Case No.61 of 2019 corresponding to V.G.R Case No.68 of 2019 and see that the proceeding is disposed of within a reasonable time period.

6. With the aforesaid observations and directions, the Writ Petition stands disposed of.

(Biraja Prasanna Satapathy)
Judge

Signature Not Verified ita
Digitally Signed
Signed by: SANGITA PATRA
Reason: authentication of order
Location: high court of orissa cuttack
Date: 28-Oct-2026 18:12:20