IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C). No.36599 of 2026

CNR No. ODHC010865492026

Ankit Swain … ***Petitioner***

Mr. P.R. Chhatoi, Advocate

-versus-

Regional Transport Officer, Chandikhole, Jajpur and another … ***Opposite Parties***

Mr. P. Behera, SC (Transport Department)

CORAM: JUSTICE G. SATAPATHY

ORDER(ORAL):09.11.2026

Order No.

01. 1. The short prayer as advanced for the petitioner in the course of hearing on admission of the Writ Petition is for a direction to the authority concerned, the OPNo.1-cum-RTO, Chandikhole to accept the tax due against the Vehicle bearing Regd. No. OD-04-R-0912 under Annexure-2.

2. Heard, Mr. Pranab Ranjan Chhatoi, learned counsel for the writ petitioner and Mr. Pravakar Behera, learned SC for Transport Department and perused the record.

2.1. In the course of hearing, Mr. Pranab Ranjan Chhatoi, learned counsel for the writ petitioner modify the prayer of the petitioner by seeking a direction to the authority concerned to accept the tax due against the Vehicle bearing Regd. No. OD-04-R-0912 under Annexure-2, whereas Mr. Pravakar Behera, learned SC for Transport Department submits that the petitioner shall not be allowed to sell/transfer the ownership of

the vehicle to any third party till a final decision is taken on penalty.

3. After having considered the rival submissions and on going through the materials placed on record keeping in view the provision of law governing the field, since the petitioner advances an innocuous prayer to accept the tax, the present Writ Petition stands disposed of with a direction to OPNo.1-cum-RTO, Chandikhole to act on Annexure-2 towards tax claimed upon the Vehicle bearing Regd. No. OD-04-R-0912 in accordance with law within a period of thirty(30) days from the date of the production of copy of this order before him. Further, the petitioner shall not sell/transfer the ownership of the vehicle to any third party till a final decision is taken on penalty.

4. It is, however, clarified that this Court has not observed anything on merit and the authority concerned is free to pass any order in accordance with law including acceptance of tax, if permissible.

5. Needless to say, the petitioner is at liberty to file appropriate application before the authority concerned for payment of penalty/fine and on such application being made, the authority concerned shall pass order in accordance with law.

Signature Not Verified
Digitally Signed
Signed by: SUBHASMITA DAS
Designation: Sr. Stenographer
Reason: Authentication
Location: High Court of Orissa, Cuttack
Date: 10-Nov-2020 18:29:17
Subhasmita

(G. Satapathy)
Judge