



IN THE HIGH COURT OF ORISSA AT CUTTACK

RSA No. 14 of 2025

State of Odisha and Others

....

Appellants

*Represented by
Mr. S.S. Rao,
Sr. Advocate*

-Versus -

***Vibgyor Structural Construction
Pvt. Ltd.***

....

Respondent

Represented by

CORAM:

JUSTICE SASHIKANTA MISHRA

ORDER

18.03.2025

IA.. No. 19 of 2025

Order No.

5

1. This matter is taken up through hybrid mode.
2. This is an application for condonation of delay on the grounds stated therein.
3. Learned counsel appearing for the respondent has filed an objection enclosing therewith copy of the time petition filed by the appellant-State in the Executing Court of which paragraph-2 is reproduced bellow:-

“That the J. Debtors have taken necessary active initiation for payment of decretal dues for full satisfaction of the Decree, which will likely to be sanctioned by the Government within a period of 8 (eight) weeks.”



The petition is supported by an affidavit sworn by the Executive Engineer, NH. Division, Keonjhar. Thus, this Court finds force in the submission of learned counsel appearing for the respondent that the State appears to have taken contradictory stand before two different Courts. On one hand, it has undertaken to satisfy the decree by paying the decretal amount yet, at the same time it has chosen to challenge the decree.

4. Learned State Counsel shall take instructions in this regard.
5. List this matter in the week commencing 15th April, 2025.

(Sashikanta Mishra)
Judge

B.C. Tudu