



IN THE HIGH COURT OF ORISSA AT CUTTACK
CONTC No.284 of 2026
CNR No. ODHC010011502026

Dushasan Jena

.... ***Petitioner***
Mr. Sadasiva Patra (1), Advocate

-versus-

***Shubha Sharma, Principal Secretary,
Water Resources Department,
Bhubaneswar and another***

.... ***Opposite Parties***

*Mr. Bigyan Kumar Sharma, Senior Advocate
assisted by
Ms. Itishree Tripathy, Advocate*

CORAM:
HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

Order No.
05.

ORDER
18.08.2026

1. It is submitted by Mr. Bigyan Kumar Sharma, learned Senior Advocate assisted by Ms. Itishree Tripathy, learned Advocate appearing for the opposite parties-contemnors that in the meantime, certain steps have been taken and the authority concerned is awaiting response from the Water Resources Department, which is required to clarify the position.
2. Perusal of the record reveals that on 24.02.2026, while dealing with the contempt petition, this Court extensively passed an order extracting the relevant portion of the order dated 24.03.2025 passed in W.P.(C) No.10079 of 2012. It is also reflected in the said order that after finalisation of the matter by the Hon'ble Supreme Court in *OLIC Vrs. Rabindra Shankar Patra, (2018) 1 SCC 468* and *Satyanarayan Rana Vrs. Union of India and others (W.P.(C) No.14253 of 2023 decided on 26.04.2024)*, similarly situated persons had already been extended the relief, which fact is also reflected at paragraph 7.2 of page 15 of the order



dated 24.03.2025 passed in W.P.(C) No.10079 of 2012. A clarification in connection with direction for compliance of the order dated 26.04.2024 passed by this Court in *W.P.(C) No.14253 of 2023* filed by *Satyanarayan Rana Vrs. Union of India and others*, *W.P.(C) No.29890 of 2023* filed by *Sudarsan Sadangi Vrs. Union of India and others* and *W.P. (C) No.29888 of 2023* filed by *Nimai Charan Behera Vrs. Union of India and others* in term of the Judgment of the Hon'ble Supreme Court reported in *(2018) 1 SCC 468*, was sought from the Government of Odisha in Department of Water Resources, pursuant to which relief was granted to such persons. The petitioner claimed that its case is similar to those cases. It is explained by Mr. Sadasiva Patra, learned Advocate that since there is no ambiguity in the matter, the rejection of the claim of the petitioner by order dated 04.10.2025 *vide* Annexure-3 to the Contempt Petition is sheer attempt to frustrate the effect of direction contained in order dated 24.03.2025 passed in W.P.(C) No.10079 of 2012. It is submitted that when similarly circumstanced persons have been granted the benefit of the court's order, the case of the petitioner being identical the authorities-contemnors cannot shun their responsibility from discharging their duty by granting the similar benefit to the petitioner.

3. Mr. Bigyan Kumar Sharma, learned Senior Advocate request for grant of one more opportunity to the contemnors to comply with the order dated 24.03.2025 passed in W.P. (C) No.10079 of 2012 in the light of the order dated 26.04.2024 passed in W.P.(C) No.14253 of 2023 filed by *Satyanarayan Rana (supra)*.
4. Considering the request so made by the learned Senior Advocate and having regard to the submissions of the learned Advocate for the petitioner, it is directed that the contemnors shall file compliance



affidavit on the next date of listing, failing which, action deemed appropriate against the contemnors-opposite parties shall be considered on the said date. It is made clear that on many occasions earlier to this date opportunities have been granted to the contemnors, but they have failed to file compliance affidavit except filing show cause eliciting facts which are contrary to what is contained in the order dated 24.03.2025 passed in W.P. (C) No.10079 of 2012.

5. List this matter on 8th September, 2026.

(M.S. Raman)
Judge

Bichi

Signature Not Verified

Digitally Signed
Signed by: BICHITRANANDA SAHOO
Designation: Secretary
Reason: Authentication
Location: Orissa High Court, Cuttack
Date: 18-Aug-2026 20:01:14

