



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.548 of 2011

State of Odisha and others

Petitioners

Mr. M.K. Khuntia, A.G.A

-versus-

Ramakanta Pattanaik and another

Opposite Parties

Mr. Lalatendu Samal, Advocate

on behalf of Mr. P. K. Pattanaik, Advocate for O.P.1

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MISS JUSTICE SAVITRI RATHO

ORDER

19.09.2024

Order No.

39.

This matter is taken up through Hybrid mode.

2. Mr. Lalatendu Samal, learned counsel appearing on behalf of Mr. P. K. Pattanaik, learned counsel for opposite party No.1, requests adjournment on the ground that the father of learned counsel, who has to address this court on behalf of opposite party No.1, is unwell.

3. It will worthwhile taking note of the order-sheet right from 03.05.2023, which demonstrates that several adjournments have been granted at the instance of opposite party No.1.

“Order dated 03.05.2023

2. None appears for the opposite parties at the time of call. To give an opportunity to the opposite parties to comply with the orders of this Court dated 21.02.2023 and 27.03.2023, list this matter after eight weeks.

Order dated 15.04.2024

2. None appears for the Opposite Parties at the time of call.

3. To give them another opportunity, call this matter after two weeks.



Order dated 14.05.2024

2. In spite of several adjournments were granted, none appears for the Opposite Parties.

3. To give an opportunity to the Opposite Parties, list this matter after ensuing Summer Vacation.

Order dated 27.06.2024

2. LCR in O.A. No.696 of 2003 has been received vide Bar Code No.30018635. The same be placed on record.

3. List this matter after four weeks.

Order dated 01.08.2024

2. As requested by learned counsel appearing on behalf opposite party no.1, list this matter on 14.08.2024.

Order dated 03.09.2024

2. There is no representation on behalf of the opposite party no.1.

3. Since it is an old matter, list this matter on 05.09.2024.

4. We make it clear that the Court shall proceed adjudicating upon the dispute even if there is no representation on behalf of the opposite party no.1 who is the contesting opposite party and upon whom the notice has been validly served and he has entered appearance by way of Vakalatnama.

Order dated 05.09.2024

2. List this matter on 12.09.2024.

Order dated 12.09.2024

2. Heard learned Additional Government Advocate representing the petitioner. There was no representation on behalf of the contesting Opposite Party No.1 on 03.05.2023, 15.04.2024, 14.05.2024, 27.06.2024 and 03.09.2024. Today also there is no representation on behalf of the contesting Opposite Party No.1.

3. In the interest of justice, list this matter on 19.09.2024.



4. List this matter on 26.09.2024 as requested by way of last indulgence.

5. If on the next date, any adjournment is sought on behalf of opposite party No.1 on any ground, the Court shall consider imposing exemplary costs and dispose of the writ application on its own merit.

(Chakradhari Sharan Singh)
Chief Justice

(Savitri Ratho)
Judge

M. Panda