

IN THE HIGH COURT OF ORISSA AT CUTTACK

**W.P.(C) No. 3054 of 2021
(Through hybrid mode)**

Badal Kumar Jogania and another* *Petitioners

Mr. Arun Kumar Budhia, Advocate
Mr. H.K. Mohanta, Advocate

-versus-

State of Odisha and others* *Opposite Parties

Mr. A.K. Sharma, AGA
Mr. A.K. Nath, Advocate

CORAM:

**JUSTICE ARINDAM SINHA
JUSTICE SANJAY KUMAR MISHRA**

**ORDER
09.02.2023**

Order No.

3.

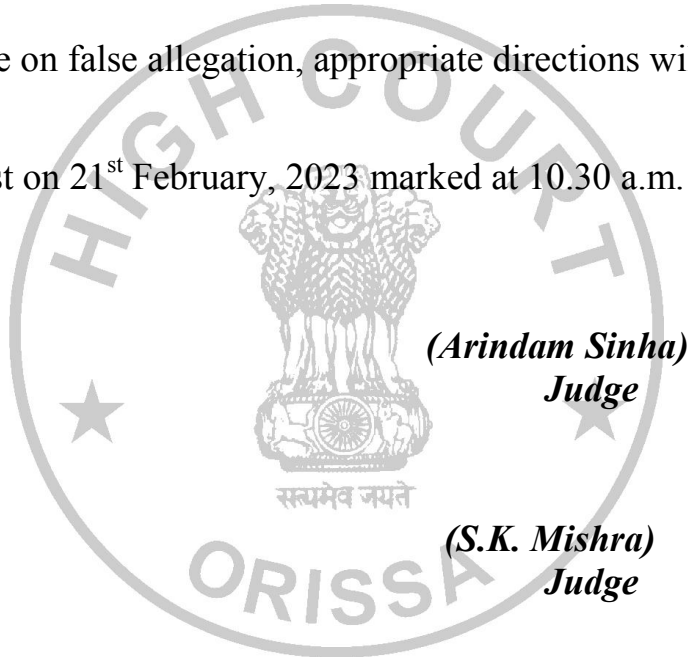
1. Mr. Budhia, learned advocate appears and submits, his client has filed misc case saying that private parties after receiving notice in the writ petition, came in contact with him. His client made enquiry and found that the writ petition has been filed and hence, his application to bring to notice of Court that the writ petition has been filed in, inter alia, his name but not by him.

2. Mr. Mohanta, learned advocate appears on behalf of petitioners while Mr. Sharma, learned advocate, Additional Government

Advocate, on behalf of State and Mr. Nath, learned advocate, on behalf of the Commissioner.

3. Mr. Mohanta is directed to communicate to his clients that they are to be personally present on adjourned date, for removal of doubts regarding identity of petitioner no.1. In event they do not appear, there will be adverse presumption against them and in favour of Mr. Budhia's client. We may make it clear also, if the application turns out to be made on false allegation, appropriate directions will be made.

4. List on 21st February, 2023 marked at 10.30 a.m.



(Arindam Sinha)
Judge

(S.K. Mishra)
Judge

Sks