

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.5940 of 2023

***Budunkaila Nageswar Rao
Subudhi***

....

Petitioner

Ms. S. Devi, Advocate

-versus-

State of Odisha and others

....

Opposite Parties

*Mr. A.K. Nanda, Advocate
(Additional Government Advocate)*

CORAM:

**JUSTICE ARINDAM SINHA
JUSTICE SANJAY KUMAR MISHRA**

ORDER

02.05.2023

Order No.

- 03.
1. Ms. Devi, learned advocate appears on behalf of petitioner and presses for hearing by drawing attention to earlier order dated 5th April, 2023.
 2. Mr. Nanda, learned advocate, Additional Government Advocate appears on behalf of State and seeks extension of time by four weeks, to file counter. Ms. Devi submits, her client then be protected by interim order.
 3. We reproduce below paragraph-3 from our said earlier order dated 5th April, 2023.

“We require State to file counter within the time directed hereby. In the counter there must be specifically dealt with, submissions made on behalf of petitioner

recorded above. The counter be filed by 24th April, 2023. Petitioner may file rejoinder, to be accepted on adjourned date upon advance copy served."

4. We had expected that counter would be filed for there to be adjudication on petitioner's simple contention of not having been noticed. However, adjudication is not possible as there has been prayer for adjournment.

5. Time to file counter is extended. It be filed by 21st June, 2023. Petitioner may file rejoinder, to be accepted on adjourned date upon advance copy served.

6. List on 4th July, 2023.

7. Status quo be maintained till next date of hearing.

