



IN THE HIGH COURT OF ORISSA AT CUTTACK
WP(C) No.7172 of 2025

Minaketan Swain

.....

Petitioner

Represented By Adv. -
Pitambar Behera

-versus-

State Of Odisha & Ors.

.....

Opposite Parties

Represented By Adv. –
D.K. Sahoo, A.G.A. for
the State-Opposite Parties

L.K. Moharana, Adv. for
O.P. Nos.2, 3 & 4

CORAM:
THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA

ORDER
25.03.2025

Order No.

01.

1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
2. On the prayer of learned counsel for the Petitioner, he is permitted to add the Collector, Kendrapara as Opposite Party No.7 in the writ application.
3. The prayer for correction is allowed. A corrected copy of the cause title be uploaded by day after tomorrow (27.03.2025).
4. Heard learned counsel for the Petitioner as well as learned Additional Govt. Advocate for the State-Opposite Parties and Mr.L.K. Moharana, learned counsel for the Opposite Party Nos.2, 3 & 4. Perused the writ application as well as the documents annexed thereto.



5. The Petitioner has filed the present writ application with the following prayer:

“Under such circumstances, it is therefore prayed that Your Lordship may graciously be pleased to allow this Writ petition bearing hearing both parties please to issue writ of mandamus by directing Opp. Party No.1 to 4 to disconnect the power supply to the Plot No.1857 i.e. Industrial Unit of the Ash Bricks Factory of Opp. Party No.6 forthwith and also direct to remove the transformer from the Plot No.1756 of the petitioner immediately and further also direct Opp. Party No.6 to compensate the loss occurred during last four years to the petitioner by tune of Rs.10,000/- (Rupees Ten thousand) per year and the cost of litigation along with mental harassment/ suffering may kindly be properly compensated;

And pass any other order/orders, direction/directions as this Hon'ble Court deems fit and proper.”

6. In course of hearing, learned counsel for the Petitioner submits that the Petitioner may be granted liberty to file a fresh representation ventilating his grievance before the Collector, Kendrapara, Opposite Party No.7 which may be considered within a stipulated period of time in accordance with law.

7. Learned Additional Government Advocate & learned counsel for the TPCODL on the other hand submit that they have no objection if liberty is granted to the Petitioner to file a fresh representation before the Opposite Party No.7 and the same is considered and disposed of in accordance with law.

8. In view of the aforesaid limited nature of grievance of the petitioner, this Court disposes of the writ petition granting liberty to the Petitioner to file a fresh representation before the Opposite Party No.7 ventilating his grievance within a period of two weeks. If such a



representation is filed within the time stipulated, the same shall be considered taking into consideration the judgment of a Division Bench of this Court in *The Executive Engineer (Electrical), TPCODL Bhubaneswar Electrical Division, Bhubaneswar & Anr. vs. Smt. Soubhagini Patra & Anr.* in *W.P.(C) No.21035 of 2021* judgment dated 14.03.2023 and disposed of such representation by the Opposite Party No.7 within a period of four weeks from the date of filing representation by passing a speaking and reasoned order. It is further directed that while considering the representation of the Petitioner, the Collector, Kendrapara, Opposite Party No.7 shall provide an opportunity of hearing to the Petitioner before taking any final decision. The decision so taken on the same shall be communicated to the Petitioner within a period of ten days from the date of taking such a decision.

9. With the aforesaid observations/ directions, the writ application stands disposed of.

10. Issue urgent certified copy of this order as per Rules after uploading the corrected copy of the cause title.

(A.K. Mohapatra)
Judge

Anil

Signature Not Verified

Digitally Signed
Signed by: ANIL KUMAR
SAHOO
Reason: Authentication
Location: High Court of Orissa
Date: 26-Mar-2025 12:30:28