



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.4280 of 2015

Ajay Kumar Mohanty **Petitioner**

Ms. D. Mahapatra, Advocate

-Versus-

State of Orissa and others **Opposite Parties**

Mr. S.K. Swain, AGA

Mr. P. K. Tripathy, Advocate

CORAM:

MR. JUSTICE R.K. PATTANAIAK

ORDER

02.09.2025

Order No.

I.A. Nos. 16946 and 16948 of 2023 and 17438 of 2024

12.

1. Heard learned counsel for the respective parties and State.

2. Since the notification is under challenge as at Annexure-5, recording the submission of Ms. Mahapatra, learned counsel for the petitioner and Mr. Swain, learned AGA for the State, the Court is inclined to allow the I.As impleading the petitioners therein as opposite party Nos.4 to 6. Office is to carry out to above order incorporating the names of the parties impleaded.

(R.K. Pattanaik)
Judge

13.

W.P.(C) No.4280 of 2015

1. Heard in part.

2. Ms. Mahapatra, learned counsel for the petitioner relies on the following decisions, such as, **K. Krishna**



Murthy (Dr.) & others Vrs. Union of India & another (2010) 7 SCC 202 and Subash Chandra Biswal Vrs. State of Odisha & others 2018(I) ILR-CUT-706 to contend that reservation earmarked as per the final notification i.e. Annexure-5 cannot exceed 50% and hence, liable to be set aside with a direction to hold the election with a fresh notification issued.

3. The State's response is filed through opposite party Nos.1 and 2 and the same is perused. On request of Mr. Swain, learned AGA for the State, hearing of the matter is deferred to be listed on 3rd September, 2025 for final orders to be taken up under the heading of 'Orders'.

(R.K. Pattanaik)
Judge

Rojina

Signature Not Verified

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