



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No.431 of 2024

State Of Odisha & Anr.

Appellants

Mr. S. B. Mohanty , AGA

-versus-

Prahallad Nayak & Ors.

Respondents

CORAM:

JUSTICE KRISHNA S. DIXIT

JUSTICE CHITTARANJAN DASH

Order No.

ORDER
05.05.2026

01. I.A. No.1354 of 2024

This Intra-Court Appeal is moved by the State and its officials against order of the learned Single Judge. They have brooked a delay of 111 days in filing the appeal and an application in I.A. No.1354 of 2024 accompanies the appeal memo, and is supported by an affidavit. Some explanation has been offered for the delay with which we are not fully satisfied. In matters like this we have awarded a cost of ₹20/- per day of delay for favourably considering the request for its condonation.

2. In the above circumstances, application in I.A. No.1354 of 2024 having been favoured, delay of 111 days is condoned, subject to Appellants collectively paying a sum of ₹2,220/- (Rupees Two Thousand Two Hundred Twenty only) to the Respondents within three weeks, failing which the Application shall be deemed to have been rejected and as a consequence, the Appeal as well.



The I.A. is disposed of.

(Krishna S. Dixit)
Judge

(Chittaranjan Dash)
Judge

02. W.A. No.431 of 2024

This Intra-Court Appeal by the State seeks to lay a challenge to the learned Single Judge's order dated 31.10.2023 passed in W.P.(C) No.34505 of 2023 whereby the following relief has been bestowed on the Respondents:

“In view of the above settled position of law, nothing remains to be reconsidered by this Court. Accordingly the Opposite Parties are directed to extend all such benefits in favour of the Petitioner in terms of the directions given by the Courts as mentioned above, as expeditiously as possible, preferably within a period of three months from the date of communication of the certified copy of the order”

2. The subject matter of the present Appeal is substantially similar to the decision of a Coordinate Bench of this Court in W.A. No.17 of 2023 between **State of Odisha v. Krushna Chandra Mallick** heard & decided vide order dated 15.07.2025.

In the above circumstances, the Appeal being devoid of merits is liable to be rejected and is accordingly dismissed *in limine*. The Appellants are directed to implement the order within



an outer limit of eight (8) weeks, failing which it shall invite appropriate action.

The Registry is directed to send a copy of this order to the Respondents by Speed Post forthwith.

No order as to costs.

Web copy of order be acted upon by all concerned.

(Krishna S. Dixit)
Judge

(Chittaranjan Dash)
Judge

AK Pradhan/Priyanka