



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 22213 of 2013

***Defence Enclave Resident's
Welfare Association and others***

.....

Petitioners

*M/s. S.K. Padhi and associates,
Advocates*

Vs.

State of Odisha & others

.....

Opposite Parties

Mr. S.S. Pradhan, AGA

CORAM:

**DR. JUSTICE B.R. SARANGI
MR. JUSTICE G. SATAPATHY**

ORDER

19.04.2024

Order No.

08.

This matter is taken up by hybrid mode.

2. Mr. S.S. Pradhan, learned Additional Government Advocate contended that in compliance of the order dated 03.04.2024, he has already deposited a cost of Rs. 1,000/- in the Advocates' Welfare Fund, High Court Bar Association and the receipt thereof has been annexed in the memo.

3. It is contended that in paragraph 8 of the counter affidavit filed by the G.A. Department, it is specifically mentioned that there is sufficient space available within the allotted plots for the defence personnel to utilize the same as playground for their children instead of demanding to keep the case scheduled land reserved for open space to accommodate playground and Primary School. Similarly in the vicinity of the Defence Enclave, there are sufficient education institutions including primary school which can cater to the needs of the children of the defence personnel and hence there is no justification to insist on keeping the allotted site reserved as an open space for Primary School and playground purpose. It is contended that the Government has proposes to build hostel for the SC & ST



students for prosecuting their studies remaining in the hostel.

4. Learned counsel for the Petitioners seeks time to obtain instructions with regard to the averments made in paragraph 8 of the counter affidavit.

5. On his request, put up this matter next week. Interim order passed earlier shall continue till the next date.

(DR. B.R. SARANGI)
JUDGE

(G. SATAPATHY)
JUDGE

Priyajit