



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.10447 of 2024

Bijaya Kuamr Sabat

....

Petitioner

Ms. S. Pani, Advocate

-versus-

***Secretary, Deptt. of
Agriculture & Farmers
Empowerment, BBSR &
Ors.***

....

Opposite Parties

Mr. C.K. Pradhan, AGA

CORAM:

JUSTICE BIRAJA PRASANNA SATAPATHY

ORDER

26.02.2026

Order No.

- 09.** 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical) Mode.
2. Heard learned counsel appearing for the Parties.
3. While assailing the impugned order dtd.03.04.2023 so passed by the Government-Opposite Party No.1 under Annexure-3 in disposing the proceeding initiated against the Petitioner vide Memorandum dtd.24.06.2016, learned counsel appearing for the Petitioner contended that such a punishment could not have been imposed in the disciplinary proceeding, while on self-same charges a vigilance proceeding is also pending against the Petitioner in Berhampur (Vigilance) P.S Case No.35/2009, pending in the Court of learned Special Judge, (Vigilance), Berhampur.



4. It is accordingly contended that since both the proceedings were initiated on self-same charges, the disciplinary proceeding could not have been concluded prior to disposal of the vigilance proceeding.

5. However, in course of hearing, learned counsel appearing for the Petitioner fairly contended that she may be permitted to withdraw the writ petition with liberty to challenge the order if ultimately Petitioner is acquitted in the vigilance proceeding.

6. Learned Addl. Government Advocate for the State has no serious objection to the course of action proposed.

7. Having heard learned counsel appearing for the Parties and considering the submissions made, the Writ Petition stands disposed of with the liberty as prayed for.

(Biraja Prasanna Satapathy)
Judge

Subrat