



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.13718 of 2026

Hemanta Kumar Bebartta **Petitioner**

Mr. P.K. Satapathy, Advocate

-versus-

State of Odisha & Others **Opp. Parties**

Mr. P.K. Mohanty, ASC

CORAM:
HON'BLE MR. JUSTICE MRUGANKA SEKHAR SAHOO

ORDER
05.05.2026
(Hybrid Mode)

Order No.

01. **1.** Heard learned counsel for the Petitioner.

The Petitioner is a Public Distribution System dealer regulated by the provisions of the Odisha Public Distribution System (Control) Order, 2016. Before this Court the Petitioner challenges the order dated 30.01.2026 passed in PDS Appeal No.03 of 2025 by the Collector, Balasore under Order 19 of the Odisha Public Distribution System (Control) Order, 2016. By the said order in Appeal, the Collector has confirmed the order passed by the Sub-Collector – Licensing Authority dated 22.08.2024 passed in PDS Misc. Case No.27 of 2024 observing that there has been violation of the



mandatory provisions such PDS Control Orders such as Orders, 14, 15 & 17.

2. It is submitted by the learned counsel for the Petitioner that the decision of the Sub-Collector is based on irrelevant considerations, there is failure on part of the authority to take note of the relevant considerations for adjudication of the matter. The Sub-Collector did not consider the show cause of the Petitioner dealer nor did the Collector deal with the said aspect in the Appeal.

3. Issue notice to the Opposite Parties along with this order.

Learned Additional Standing Counsel upon advance copies served appears and waives notice on behalf of the Opposite Parties.

4. The learned Additional Standing Counsel submits that the Petitioner has statutory remedy of review before the Appellate Authority.

Notice is issued keeping the said question open.

5. The learned Additional Standing Counsel shall obtain instruction and file counter in response to the averments made in the Writ Petition upon serving copy thereof on the learned counsel for the Petitioner.

The Petitioner shall have the liberty to file the



rejoinder in response to the counter.

6. The matter shall be listed for admission in the week commencing 20.07.2026.

I.A. No.6022 of 2026

7. The I.A. shall lie over.

(Mruganka Sekhar Sahoo)
Judge