



IN THE HIGH COURT OF ORISSA AT CUTTACK

CRLLP No. 18 of 2023

Sarat Chandra Pani

.....

Petitioner

Mr. D.P. Dhalsamanta, Adv.

Vs.

1. State of Odisha

.....

Opp. Parties

2. Chitta Ranjan Rana

Mr. M.R. Mishra, A.S.C.

CORAM:

JUSTICE SAVITRI RATHO

ORDER

14.05.2024

Order No.

03.

(Through hybrid mode)

1. Perused the office note dated 13.05.2024 and 14.05.2024.
2. By order dated 11.03.2024, notice has been issued to the opposite party No.2 by Registered Post with A.D. and the matter had been directed to be listed on 15.04.2024.
3. On 15.04.2024, it was found that the notice had returned unserved from the opposite party no.2 with the endorsement which was not legible, report had been directed to be called for from the Postal Authority regarding the endorsement made on the envelope.
4. As Mr. D.P. Dhalsamanta, learned counsel for the petitioner undertook to file fresh postal requisites by 18.04.2024, notice was directed to be issued to the opposite party no.1 again utilizing the unutilized copies.
5. But the notice was directed to be issued to the opposite party



no.2 (which has inadvertently been typed as opposite party no.1).

6. Notice on behalf of the opposite party no.1 State of Odisha had been accepted by the learned Addl. Standing Counsel for which there was no necessity to issue notice to the opposite party no.1 again. But this typographical error has not been pointed out by the Registry. Instead the Dealing Assistant has sat over the matter till 13.05.2024 and thereafter issued notice even though postal requisites have been filed on 16.04.2024, fixing 14.05.2024 for filing show cause and appearance. It is next to impossible for service of notice within one day.

7. The Dealing Assistant and the Superintendent have apparently been casual and careless in this matter as they have neither issued notice in time nor pointed out the typographical error in the order dated 15.04.2024, which would have been corrected by this Court.

8. Explanation be called for from the officers by the Deputy Registrar (Judicial).

9. List this case on 17.05.2024 for further orders.

(Savitri Ratho)
Judge

Sukanta