



IN THE HIGH COURT OF ORISSA AT CUTTACK

OTAPL No.30 of 2024

***Commissioner of Customs (Preventive), ...
C.R. Building, Bhubaneswar***

Appellant

***Mr. Tushar Kanti Satapathy, Senior
Standing Counsel***

-Versus-

M/s. Paradeep Phosphates Limited ...

Respondent

Mr. Adhiraj Mohanty, Advocate

CORAM:

THE HON'BLE THE CHIEF JUSTICE

AND

THE HON'BLE MR. JUSTICE MURAHARI SRI RAMAN

ORDER

01.05.2025

Order No.

01.

I.A. No.84 of 2024

The matter is taken up through Hybrid mode.

2. This is an application for condonation of delay of fifty-seven days in filing the OTAPL.
3. Heard learned Senior Standing Counsel appearing for the appellant and learned Counsel for the respondent.
4. Learned Senior Standing Counsel for the appellant submits that the appellant had earlier filed an appeal *vide* D-OTAPL No.15123 of 2024 challenging the order dated 17.10.2023 passed by the learned Tribunal before this Court within the statutory time limit, but the same could not be registered as an OTAPL due to non-removal of defects. The present OTAPL has been filed after such rejection, which caused delay of fifty-seven days.
5. Mr. Adhiraj Mohanty, learned counsel by filing Vakalatanama in Court today on behalf of the sole respondent



submitted that he has no objection to the prayer for condonation of delay.

6. Considering the averments made in the instant application and submission made by the learned Senior Standing Counsel for the appellant, the delay of fifty-seven days in filing the instant OTAPL is condoned.

7. In view of the above, I.A. stands disposed of.

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8. Learned Senior Standing Counsel appearing for the appellant served copy of this OTAPL on the learned counsel appearing for the respondent in Court today.

9. List this matter on 14th May, 2025 under the heading “Fresh Admission”.

(Harish Tandon)
Chief Justice

(M.S. Raman)
Judge

MRS/Laxmikant

