



IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.9879 of 2016

Abhijit Mahal

.....

Petitioner

Represented by Adv. -
M/s.sambit Samal

-versus-

state of orissa

.....

Opposite Parties

Represented by Adv. –
Smt. S. Nayak, ASC

CORAM:

MR. JUSTICE ADITYA KUMAR MOHAPATRA

ORDER

05.05.2026

Order No.

I.A. No.3214 of 2024

- 16.
1. This matter is taken up through Hybrid Arrangement (Virtual /Physical Mode).
 2. This is an application with a prayer for recall/modification of order dated 13.02.2024. By virtue of order dated 13.02.2024 the writ application was disposed of by this Court.
 3. Learned counsel for the Petitioner at the outset contended that he was not present in Court on 13.02.2024 due to his illness however, this Court after going through the record has passed the order and dispose of the writ application. He further submitted that the contention of the Petitioner is not in recorded in the order dated 13.02.2024. Accordingly, a prayer was made to recall the entire order dated 13.02.2024 and provide an opportunity of hearing to the Petitioner.
 4. Learned counsel for the State on the other hand contended that although the Petitioner's counsel was not present however,



the order has been passed on merit that the same should not be recalled at the stage.

5. Considering such submissions made by the learned counsels appearing for both sides and further keeping in view the specific submission of the learned counsel for the Petitioner that the order dated 13.02.2024 was passed in his absence, this Court is inclined to recall the entire order dated 13.02.2024. Accordingly, the order dated 13.02.2024 is hereby recalled and the matter be placed before the appropriate assigned Bench for further hearing.

6. Accordingly, the I.A. stands allowed.

(A.K. Mohapatra)
Judge

Sisir

Signature Not Verified

Digitally Signed
Signed by: SISIR KUMAR SETHI
Designation: PERSONAL ASSISTANT
Reason: Authentication
Location: ORISSA HIGH COURT
Date: 11-May-2026 13:17:49

