

W.P.(C) No.20151 of 2018
and
I.A. No. 16982 of 2018

02. 26.04.2019

Heard Mr. G.P. Jena, learned counsel for the petitioner.

The petitioner has filed this application challenging the order dated 23.10.2018 passed by the Chairman-cum-Managing Director, OSRTC directing recovery of a sum of Rs.69,300/- from him for retention of quarter beyond the permissible period.

Mr. G.P. Jena, learned counsel for the petitioner contended that the petitioner was allotted with a quarter @Rs.60/- per month, but since he occupied the quarter beyond the permissible period, penal rent was charged and accordingly house rent was calculated @Rs.1200/- per month instead of Rs.60/- per month. It is contended that the petitioner has earlier approached this Court by filing W.P.(C) No.7381 of 2018, which was disposed of vide order dated 04.07.2018 directing the opposite parties to consider the representation of the petitioner in accordance with law within a period of three month. In compliance of the same, the order impugned in Annexure-9 dated 23.10.2018 has been passed directing to recover of an amount of Rs.69,300/- calculating flat licence fee @Rs.140/- per month and standard fee @Rs.280/- per month. It is contended that since the petitioner allotted with the

quarter with a rent of Rs.60/- per month, if penalty would be calculated 10 times, it cannot be Rs.69,300/- as decided by the Chairman-cum-Managing Director.

Issue notice to the opposite parties on the main case as well as in the misc. case.

Steps for service of notice on opposite parties by registered post with A.D. be taken within three days. Office shall send notice to the said opposite parties fixing an early returnable date.

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(DR. B.R. SARANGI)
JUDGE