



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.23322 of 2025

Khirod Kumar Pradhan **Petitioner**

Mr. S.K. Dalai, Advocate

-Versus-

State of Orissa and others **Opposite Parties**

Mr. P.K. Sahoo, ASC

Mr. S.K. Mohanty, Advocate

Mr. A. Mishra, Advocate

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER

06.11.2025

Order No.

05.

1. Recorded the submissions of learned counsel for the petitioner, Mr. Mishra, learned counsel for opposite party No.1 and Mr. Mohanty, learned counsel for opposite party Nos.6, 8, 9 and 10.

2. In course of hearing, it is brought to the notice of the Court that the interim order of the Court is under challenge before the Apex Court in an SLP, however, no further details are available with Mr. Sahoo, learned ASC for the State and hence, he requests for a short adjournment.

3. Mr. Mishra, learned counsel for opposite party No.7 requests for an early hearing and disposal.

4. The Court is inclined to consider the affidavit of the State on the plea of the petitioner that the impugned notice was



received without a copy of the proposed resolution and requisition.

5. Mr. Mishra, learned counsel for opposite party No.7 refers to a decision of this Court in **Ramalata Nayak Vrs. State of Odisha and others** in W.P.(C) No.741 of 2025 disposed of on 13th October, 2025 to contend that on any such ground, a motion cannot be defeated with the claim that the notice was not accompanied with resolution and requisition.

6. Mr. Sahoo, learned ASC for the State further submits that he has already received the parawise comments and to file the counter shortly.

7. For a final hearing and disposal, list on 20th November, 2025 and in the meantime, State shall be ready with instructions and file the reply affidavit positively serving a copy of the same on the other side well in advance. It is made clear that no further adjournment shall be entertained on the date fixed.

8. Interim order passed by this Court shall remain in force till the next date of listing.

(R.K. Pattanaik)
Judge