



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No.2027 of 2023

State of Odisha and another

.... Appellants

Mr. Siba Narayan Biswal,
Additional Standing Counsel

-versus-

Padmanava Das and others

.... Respondents

Mr. Atul Tripathy, Advocate

CORAM:

JUSTICE K.R. MOHAPATRA

JUSTICE SANJAY KUMAR MISHRA

ORDER

05.02.2026

Order No.

- 02.
1. This matter is taken up through hybrid mode.
 2. Vakalatnama of Mr. Atul Tripathy, learned Counsel for the Respondents is taken on record.
 3. Mr. Tripathy, learned Counsel for the Respondents files a copy of the judgment passed in W.P.(C) No.19951 of 2020 (*Patitapaban Dutta Dash and others Vs. State of Odisha & others* disposed of on 09.9.2021). The same is taken on record.
 4. Mr. Tripathy, learned Counsel for the Respondents submits that the ratio in the case of *Patitapaban Dutta Dash* (supra) is squarely applicable to the instant Writ Appeal. The order passed in *Patitapaban Dutta Dash* (supra) was challenged in Writ Appeal No.777 of 2021 and was confirmed by this Court. Assailing the same, the State Government preferred SLP(C) No.17482 of 2023, which was



disposed of without interfering with the order passed in the Writ Appeal. The judgment passed in ***Patitapaban Dutta Dash*** case has already been implemented.

5. The Respondents herein stand in a similar footing and deserve similar treatment.

6. Mr. Biswal, learned Additional Standing Counsel prays for an adjournment to take instruction on the same.

7. Put up on 23rd February, 2026 along with W.A. Nos.1159, 1199, 1532, 1533, 1534, 1535, 1536 of 2023 and W.A. No.86 of 2022 indicating the name of Mr. Atul Tripathy, learned Counsel for the Respondents in the cause list.

(K.R. Mohapatra)
Judge

(S.K. Mishra)
Judge

Prasant