

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) NO.31306 OF 2021

Gyana Ranjan Behera

....

Petitioner

Mr.M.Kanungo, Sr. Advocate

-versus-

Union of India & Ors.

....

Opposite Party(s) .

***Mr.P.K.Parhi,
DSGI.***

***Miss.S.Mishra,
Adv. (O.P.No.2)***

***Mr.S.Patnaik,
Adv. (O.P.Nos.2 &
3).***

***Mr.U.C.Patnaik,
Adv. (O.P.No.7)***

**CORAM:
JUSTICE BISWANATH RATH**

ORDER

24.11.2022

I.A.No.14882 of 2022

**Order
No.3**

1. Heard learned counsel appearing for the parties.
2. This Court vide order dated 05.10.2021 passed the following:

“W.P.(C).No.31306 of 2021

And

I.A.No.14406 of 2021

1. This matter is taken up through hybrid mode.
2. Heard learned counsel for the petitioner and Mr. Kanungo, learned Senior Counsel for the opposite parties.
3. An extra copy of the writ petition be served on Mr.P.K.Parhi, learned Assistant Solicitor General by Friday (08.10.2021) in token of notice to Opposite party No.1.
4. Issue notice to Opposite Party Nos.2, 3, 4, 6 and 7 by Registered Post with A.D. Requisites shall be filed within seven days from reopening of the Court after the ensuing Durga Puja Holidays, as undertaken.
5. List this matter after service return from Opposite Party Nos.2, 3, 4, 6 and 7.

6. As an interim measure, it is directed that, the allotment of the Petrol Pump in favour of Opposite Party No.7 shall be subject to the result of the writ petition.

7. The I.A. is accordingly disposed of.”

3. It is strange to observe that there is some sort of objection created by the public authority in working out the direction contained in paragraph-6 of the order dated 05.10.2021 thereby inviting application. Learned State Counsel appearing for the Oil Corporation submits that appropriate licence has already been given by the Oil Corporation and so far as HSD & Lubricant selling license is concerned, same is the responsibility of the Collector. This Court finds no reason in obstructing the interim direction vide paragraph-6 herein. Mr. Mishra, learned Standing Counsel appearing for the State seeks seven days time to take instruction. Let a copy of the I.A. be served on Mr.Mishra, learned Standing Counsel.

4. Put up this mater on 07.12.2022.

5. A free copy of this order be handed over to Mr.Mishra, learned Standing Counsel appearing for the State for doing the needful.

(Biswanath Rath)
Judge