



IN THE HIGH COURT OF ORISSA AT CUTTACK
W.A. No.2584 of 2024

State of Odisha & Another **Appellants**

Mr. D. Mohanty, AGA

-versus-

Prasanna Kumar Rath & Others **Respondents**

Mr. D.N. Mishra, Advocate
for Res. Nos.1 & 2

CORAM:

JUSTICE MANASH RANJAN PATHAK
JUSTICE MRUGANKA SEKHAR SAHOO

ORDER

29.10.2025

(Hybrid Mode)

Order No.

I.A. No.6798 of 2024

01.

1. The I.A. has been filed for dispensing with filing of certified copy of the order dated 02.05.2023 passed by the learned Single Judge in W.P.(C) No.12629 of 2023. Since this is an intra-Court appeal, records of W.P.(C) No.12629 of 2023 shall be made available for reference.

2. Registry is to do the needful. The I.A. is favoured and disposed of.

I.A. No.6799 of 2024 & W.A. No.2584 of 2024

3. The I.A. has been filed for condonation of reported delay of 476 days in filing the appeal.

4. Issue notice.

5. Mr. D.N. Mishra, learned counsel has already entered appearance on behalf of the respondents. Copy of the appeal memo along with I.A. and other papers be served on the him within three working days.



6. It is submitted by Mr. Mishra that the matter remains no more res integra and has been decided by the Coordinate Bench by judgment dated 18.04.2022 in W.P.(C) No.26692 of 2011. It is further submitted that the SLP against the said judgment has already been dismissed.

Copy of the judgment dated 18.04.2022 along with the copy of the order passed in SLP filed in Court be taken on record. Copy of the order dated 24.04.2023 passed in W.P.(C) No.1629 of 2022 is also filed. It is submitted by Mr. Mishra that the said writ appeal has been dismissed which involves similar issue after SLP (Civil) Diary No.22626 of 2022 was dismissed. Copy of the said order dated 24.04.2023 is taken on record and has been served on the learned Additional Government Advocate appearing for the appellants.

7. Learned counsel for the respondents submits that since the matter has already been taken up and decided on merits, the delay may be condoned.

8. Considering the fair submission on behalf of the respondents, we allow condonation of delay and we also observe that condonation of delay would not add any merit to the case of the appellants.

9. The I.A. is accordingly disposed of.

10. List W.A. No.2584 of 2024 on 1st December, 2025 "for Admission". Liberty to mention.

(Manash Ranjan Pathak)
Judge

(Mruganka Sekhar Sahoo)
Judge