



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.28840 of 2023

Budu Naik

....

Petitioner

Mr. D.R. Bhokta, Advocate

-Versus-

State of Odisha and others

....

Opposite parties

Mr. B. Nayak, AGA

Mr. M. Mohanty, Advocate for O.P. No.4

CORAM:

MR. JUSTICE R.K. PATTANAIK

ORDER

20.12.2024

Order No.

06.

1. Heard Mr. Bhokta, learned counsel for the petitioner and he submits that a copy of the counter affidavit of opposite party No.4 with all annexures has been served on him on 12th December, 2024 and he is to respond with a reply and on such ground, requests for an adjournment.

2. Mr. Mohanty, learned counsel for opposite party No.4, on the other hand, submits that the writ petition could be disposed of considering the decision of this Court in **Jami Ramesh and others Vrs. State of Orissa and others** and batch of cases in W.P.(C) No.14733 of 2006 etc. with the submission that Section 3-B of the Amendment Regulation, 2000 cannot have a retrospective effect and it is held to be prospective in nature.

3. For a final hearing and orders and to enable Mr. Bhokta, learned counsel for the petitioner to respond to the contention as advanced with reference to the case law cited (supra), list the matter



on 6th January, 2025 for final orders and in the meantime, the petitioner may file the rejoinder affidavit to the counter of opposite party No.4, if the same is necessary.

(R.K. Pattanaik)
Judge

Rojina

Signature Not Verified

Digitally Signed
Signed by: ROJINA SAHOO
Designation: Junior Stenographer
Reason: Authentication
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Date: 23-Dec-2024 11:58:48

