

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 26081 of 2019

Anil Kumar Choudhury & Anr.

.....

Petitioners

Mr. D.K.Panda, Advocate

Vs.

State of Odisha & Ors.

.....

Opposite Parties

Mr.G.N.Rout, ASC

CORAM: JUSTICE SANJAY KUMAR MISHRA

ORDER

01.03.2023

Order No.

03.

This matter is taken up through hybrid mode.

2. Learned Counsel for the Petitioners, so also learned Counsel for the State-Respondents are present.

3. Mr.Rout, learned Additional Standing Counsel submits that though the draft Counter is ready, despite repeated letters being issued to the concerned authority to swear the Affidavit, in view of the non-cooperation of the officer concerned, the state is unable to file the Counter Affidavit and prays for Seven (7) days time. The prayer for time is allowed as last chance.

4. Needless to mention here that if no Counter Affidavit is filed within the time granted, matter will be heard and decided based on the pleadings and documents available on the record.

5. Counter Affidavit, if any, be filed by 13th March, 2023 after serving copy of the same on learned Counsel for the Petitioner.

6. Matter be listed on 20th March 2023.

7. Rejoinder Affidavit, if any, be filed on the adjourned date, which will be accepted upon advance copy served on learned Counsel for the Opposite Parties.

(S.K. MISHRA)
JUDGE

Banita