

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No. 2384 of 2023

State of Odisha and another *Appellants*
Mr. Biplab Mohanty, Additional Government Advocate
-versus-
Basanta Kumar Parida and another *Respondents*
None

CORAM:
ACTING CHIEF JUSTICE DR. B.R. SARANGI
MR. JUSTICE MURAHARI SRI RAMAN

Order No.

ORDER
13.11.2023

I.A. No.6493 of 2023 and W.A. No.2384 of 2023

01. 1. This matter is taken up through Hybrid mode.
2. The above Interlocutory Application has been filed for condonation of delay of 335 days in filing the writ appeal.
3. As it appears, the order impugned has been passed on 16.09.2022, the writ appeal has been filed on 16.09.2023 and in the meantime, more than 335 days have passed. Therefore, the writ appeal suffers from delay and laches.
4. In that view of the matter, this Court is not inclined to entertain this writ appeal at this belated stage, as the writ appeal suffers from delay and laches, in view of the judgment/order of this Court in the case of *State of Odisha v. Surama Manjari Das* (in W.P.(C) No.15763 of 2021 dismissed on 16.07.2021), which has been confirmed by the Apex Court in SLP (C) Diary No.9259 of 2023 vide order dated 05.04.2023.

5. Accordingly, the I.A. merits no consideration and the same is hereby dismissed. Consequently, the writ appeal is also dismissed.

(DR. B.R. SARANGI)
ACTING CHIEF JUSTICE

(M.S. RAMAN)
JUDGE

*S. Behera/
S.K. Jena*

