



IN THE HIGH COURT OF ORISSA AT CUTTACK
CONTC No.5506 of 2025

Sushil Kumar Sahu

.....

Petitioner

Represented by Adv. -
M/s Krishna Chandra
Sahu

-versus-

***Ms. Aswathy S., IAS &
Ors.***

.....

Opposite

Parties/Contemnors

Represented by Adv. -Mr.
S.Behera, A.G.A.

CORAM:

**THE HON'BLE MR. JUSTICE ADITYA KUMAR
MOHAPATRA**

ORDER

01.05.2026

Order No.

06. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Assailing non-compliance of order dated 26.04.2024 passed in W.P.(C) No.24134 of 2021, the Petitioner has approached this Court by filing the present contempt application.
3. Learned counsel for the Petitioner at the outset contended that although the order was passed on 26.04.2024, the same has not been implemented as of now.
4. Learned counsel for the Petitioner on the other hand referring to the order of the Hon'ble Supreme Court in ***Sanjiv Kumar Singh vs. State of Bihar & Ors.*** decided in ***Special Leave to Appeal(C) No.19038 of 2022*** vide order dated ***24.01.2023*** submitted before this Court that mere pendency of the writ appeal would not in any way for the proceeding in the Contempt Application. The relevant portion



of the order quoted hereinbelow: -

“Accordingly, the order dated 18.08.2022 passed by the High Court of Patna in Civil Writ Jurisdiction Case No.11593 of 2022 is set aside. Consequently, the rejection of the NOC by the District Magistrate is held unjustified and the District Magistrate is directed to take note of the decree passed on 25.08.2022 and issue the NOC within a period of two weeks from this day to the petitioner, which shall however, remain subject to the result of the appeal pending before the High Court.”

5. This Court on a careful analysis of the order of the Hon’ble Supreme Court is of the view that there is no quarrel with regard to the proposition of law as has been laid down by the Hon’ble Supreme Court and argued by the learned counsel for the Petitioner.

6. Considering the request made by the learned counsel for the Contemnor-Opposite Party, he is granted four weeks’ time as a last chance to take steps in the pending writ appeal and to obtain an interim order, failing which this Court shall proceed with the Contempt application and pass necessary consequential orders including coercive orders.

7. List this matter on 25.06.2026.

(Aditya Kumar Mohapatra)
Judge