

IN THE HIGH COURT OF ORISSA AT CUTTACK

WP(C) No.37811 of 2021

Hotel & Restaurant Association*** ***Petitioners
& Anr. Mr. G. Mukherji, Sr. Adv. assisted by Mr. M. Sahoo, Adv.

-Versus-

State of Odisha & Ors. ***Opp. Parties***
Ms. S. Pattnaik, AGA.

CORAM:
JUSTICE S. TALAPATRA
JUSTICE SAVITRI RATHO

ORDER
28.11.2022

Order No.

- 06.
1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
 2. Let the matter be listed again on 05.12.2022.
 3. In terms of our order dated 18.11.2022, the Opposite Parties could not produce the records as described. By the said date, the records as reflected in the said order dated 18.11.2022 shall be produced for perusal.
 4. Mr. G. Mukherji, learned Sr. Counsel assisted by Mr. M. Sahoo, learned counsel has relied, in support of the petitioner's plea on a decision of the apex court, reported in *Llyod Electric and Engineering Limited Vs. State of Himachal Pradesh & Others: (2016) 1 SCC 560* on the question viz. where the general policy has been approved by the State Government, can the departments depart therefrom?

5. Mr. Mukherji, learned Sr. Counsel has also placed a written note of submission along with copies of the policy decisions of various years. Those are taken on record.

**(S. Talapatra)
Judge**

**(Savitri Ratho)
Judge**

Rati Ranjan

