



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.A. No. 2889 of 2023

Commissioner cum Secretary to Govt., Parliamentary Affairs Deptt. **Appellant**

Represented by Adv.-
Mr. Debaraj Mohanty, AGA

-Versus -

Narottam Mallick @ Naik and others **Respondents**

Represented by Adv.-
None

CORAM:

**HON'BLE MR. JUSTICE MANASH RANJAN PATHAK
AND**

**HON'BLE MR. JUSTICE MRUGANKA SEKHAR SAHOO
ORDER**

27.11.2025

(Hybrid mode)

Order No.

03.

I.A. No. 8421 of 2023

1. I.A. seeking extension of time to file certified copy of order under challenge was taken up by coordinate Bench on 4.12.2024 and one week time was granted for filing of the certified copy. It is submitted by learned AGA for the appellant that the certified copy of the impugned order was filed on 09.12.2024 and on record. Since it is an intra court appeal, the records of W.P.(C) No. 325 of 2014 along with entire order sheet are also be made available for reference.

2. I.A. is favoured and disposed of.

I.A. No. 8420 of 2023

3. None appears for the respondent though the matter is called twice over; once when it reached and again more than an hour later.



Pursuant to the notice issued by order dated 04.12.2024 by the coordinate Bench in the I.A. seeking condonation of delay, respondent has appeared.

5. The delay in filing the appeal is 57 days.

Heard learned AGA for the appellant. He refers to the I.A. seeking condonation of delay supported by affidavit particularly paragraphs 3 to 6. Learned AGA refers to the recent decisions of the Hon'ble apex Court in **SLP(C) No.9008 of 2024 : (State of Odisha and others v. Madhurima Panigrahi)** decided on 10.09.2024, **SLP(C) No.2146 of 2024: (State of Odisha v. Sudhansu Sekhar Jena)** decided on 21.02.2025, the Writ Appeals upon remand has been disposed of on 09.10.2025 by this Bench (W.A. No. 1134 of 2023).

6. The learned AGA relies on **SLP(C) No. 11443 of 2023 : (State of Odisha and others v. Nikunja Kishore Panigrahi)**, **SLP(Civil) No. 23039 of 2024: (State of Odisha v. Ajaya Kumar Bhoi)** and **SLP(Civil) No. 15194 of 2024: (State of Odisha v. Shantilata Swain)** to submit that in hundreds of cases the Hon'ble apex Court have allowed the SLP where the writ appeals were dismissed by this Court in not condoning the delay relying on **W.P.(C) No. 15763 of 2021 : (State of Odisha and others v. Surama Manjari Das)** decided on 16.07.2021.

It is submitted that in more than five hundred Writ Appeals the causes shown before this Court have been held to be adequate by the Apex Court, delay has been condoned by the Apex Court, the SLPs have been allowed and the Writ Appeals have been remanded to be considered on merit.



7. There is no one to oppose to the prayer of the appellant seeking condonation of delay.

8. Having heard learned AGA for the appellant, taking note of the decisions of the Hon'ble Apex Court passed in the aforesaid SLPs as well as grounds shown in the petition seeking condonation of delay, we allow the prayer of the appellant for condonation of reported delay of 57 days in filing the appeal.

I.A. is favoured and disposed of.

W.A. No. 2889 of 2023

Heard learned AGA.

8. Issue notice.

It is submitted by learned AGA that copy of the appeal memo along with I.A. and annexures have already served on the learned counsel for the respondent on record.

No further notice be issued.

Since no one is appearing today for the respondent, Registry shall intimate the learned counsel for the respondent regarding next date of hearing.

I.A. No. 8419 of 2023

9. Heard learned AGA.

I.A. has been filed seeking interim stay operation of the order dated 29.08.2023 passed by learned Single Judge in W.P.(C) No. 325 of 2014.

As an interim measure, it is directed that the operation of the order dated 29.08.2023 in W.P.(C) No. 325 of 2014 shall remain stayed till the next date of hearing.



List on 20.01.2026.

Liberty to mention.

(Manash Ranjan Pathak)
Judge

(Mruganka Sekhar Sahoo)
Judge

dutta