ITEM NO.5 COURT NO.4 SECTION XIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (Civil) No(s).8631-8632/2011

(From the judgement and order dated 03/02/2011 in OJC No.6721/ 1999 and OJC No.6721/1999 of the HIGH COURT OF ORISSA AT CUTTACK)

RAMESH CHANDRA DAS Petitioner(s)

VERSUS

STATE OF ORISSA AND ORS. Respondent(s)

(With prayer for interim relief and office report)
(FOR FINAL DISPOSAL)

WITH

SLP(C) NO. 10602 of 2011
(With application for c/delay in filing SLP and office report)
(FOR FINAL DISPOSAL)

Date:15/09/2011 These Petitions were called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr. C. Mukand,Adv.
Mr. Ashok Kumar Jain,Adv.
Mr. Pankaj Jain,Adv.
Mr. Bijoy Kumar Jain,Adv.
Mr. Abhishek Bansal,Adv.

For Respondent(s) Mr. Radha Shyam Jena,Adv.
Mr. S. Panda,Adv.

UPON hearing counsel the Court made the following

O R D E R

Delay condoned.

We have heard the learned counsel for the parties. The petitioner already had a valid licence but by the impugned orders the High Court of Orissa has directed the

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petitioner to shift the IMFL "OFF" shop from Sector 6 to Sector 9 of Bidanasi Housing Project area. We are not inclined to interfere therewith.

However, in the peculiar facts and circumstances of this case, we direct the Commissioner of Excise, Cuttack, to grant licence to the petitioner according to Orissa Excise Rules, 1965 for opening IMFL shop in any other part of the city.

With these observations, these special leave petitions are disposed of.

(A.S. BISHT)
COURT MASTER

(SHASHI BALA VIJ)
ASSISTANT REGISTRAR