

ITEM NO.47

COURT NO.3

SECTION XI-A

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

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 6943/2026

[Arising out of impugned final judgment and order dated 19-03-2025 in FAO No. 259/2016 passed by the High Court of Orissa at Cuttack]

MUSLEMIN MAHAMMAD & ORS.

Petitioner(s)

VERSUS

STATE OF ODISHA & ORS.

Respondent(s)

IA No. 45834/2026 - CONDONATION OF DELAY IN FILING

IA No. 45831/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 45829/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

WITH

Diary No(s). 2519/2026 (XI-A)

FOR CONDONATION OF DELAY IN FILING ON IA 49242/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 49244/2026

FOR EXEMPTION FROM FILING O.T. ON IA 49245/2026

IA No. 49242/2026 - CONDONATION OF DELAY IN FILING

IA No. 49244/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 49245/2026 - EXEMPTION FROM FILING O.T.

Diary No(s). 66758/2025 (XI-A)

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 80699/2026

FOR CONDONATION OF DELAY IN FILING ON IA 80700/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 80701/2026

IA No. 80700/2026 - CONDONATION OF DELAY IN FILING

IA No. 80701/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 80699/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 51565/2025 (XI-A)

FOR CONDONATION OF DELAY IN FILING ON IA 52949/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 52950/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 52951/2026

IA No. 52949/2026 - CONDONATION OF DELAY IN FILING

IA No. 52951/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 52950/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 54003/2025 (XI-A)

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 73360/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 73862/2026

FOR CONDONATION OF DELAY IN FILING ON IA 73863/2026

IA No. 73863/2026 - CONDONATION OF DELAY IN FILING

IA No. 73360/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 73862/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 54014/2025 (XI-A)

FOR CONDONATION OF DELAY IN FILING ON IA 72665/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 72668/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 72669/2026

IA No. 72665/2026 - CONDONATION OF DELAY IN FILING

IA No. 72669/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 72668/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 54105/2025 (XI-A)

FOR CONDONATION OF DELAY IN FILING ON IA 70846/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 70847/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 70848/2026

IA No. 70846/2026 - CONDONATION OF DELAY IN FILING

IA No. 70848/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 70847/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 67378/2025 (XI-A)

FOR CONDONATION OF DELAY IN FILING ON IA 76855/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 76856/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 76857/2026

IA No. 76855/2026 - CONDONATION OF DELAY IN FILING

IA No. 76856/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 76857/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 67381/2025 (XI-A)

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FOR CONDONATION OF DELAY IN FILING ON IA 76557/2026
FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 76559/2026

FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 76560/2026

IA No. 76557/2026 - CONDONATION OF DELAY IN FILING

IA No. 76559/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 76560/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Diary No(s). 7504/2026 (XI-A)

FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 82490/2026
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA

82493/2026

FOR CONDONATION OF DELAY IN FILING ON IA 82494/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 82495/2026

IA No. 82494/2026 - CONDONATION OF DELAY IN FILING

IA No. 82495/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 82493/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 82490/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

Diary No(s). 7741/2026 (XI-A)

FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 78348/2026
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA

78349/2026

FOR CONDONATION OF DELAY IN FILING ON IA 78351/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 78363/2026

IA No. 78351/2026 - CONDONATION OF DELAY IN FILING

IA No. 78363/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS

IA No. 78349/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

IA No. 78348/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)

Diary No(s). 7767/2026 (XI-A)

FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 81375/2026
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA

81377/2026

FOR CONDONATION OF DELAY IN FILING ON IA 81379/2026

FOR CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS ON IA 81382/2026
 IA No. 81379/2026 - CONDONATION OF DELAY IN FILING
 IA No. 81382/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS
 IA No. 81377/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
 IA No. 81375/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..) Diary No(s). 10519/2026 (XI-A)
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 82445/2026
 FOR CONDONATION OF DELAY IN FILING ON IA 82446/2026
 FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 82447/2026
 IA No. 82446/2026 - CONDONATION OF DELAY IN FILING
 IA No. 82445/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
 IA No. 82447/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..) Diary No(s). 11673/2026 (XI-A)
 FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 79029/2026
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 79030/2026
 FOR CONDONATION OF DELAY IN FILING ON IA 79031/2026
 IA No. 79031/2026 - CONDONATION OF DELAY IN FILING
 IA No. 79030/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
 IA No. 79029/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..) Diary No(s). 12503/2026 (XI-A)
 FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 78292/2026
 FOR CONDONATION OF DELAY IN FILING ON IA 78294/2026
 IA No. 78294/2026 - CONDONATION OF DELAY IN FILING
 IA No. 78292/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..) Diary No(s). 12551/2026 (XI-A)
 FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 77854/2026
 FOR CONDONATION OF DELAY IN FILING ON IA 77855/2026
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 77857/2026
 IA No. 77855/2026 - CONDONATION OF DELAY IN FILING
 IA No. 77857/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT
 IA No. 77854/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..) Diary No(s). 12590/2026 (XI-A)
 FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 79284/2026
 FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA 79287/2026
 FOR CONDONATION OF DELAY IN FILING ON IA 79291/2026
 IA No. 79291/2026 - CONDONATION OF DELAY IN FILING
 IA No. 79287/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED

JUDGMENT

**IA No. 79284/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)
Diary No(s). 12596/2026 (XI-A)
FOR PERMISSION TO FILE PETITION (SLP/TP/WP/..) ON IA 81106/2026
FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT ON IA
81107/2026**

FOR CONDONATION OF DELAY IN FILING ON IA 81109/2026

IA No. 81109/2026 - CONDONATION OF DELAY IN FILING

**IA No. 81107/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT**

**IA No. 81106/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)
Diary No(s). 54107/2025 (XI-A)**

IA No. 71024/2026 - CONDONATION OF DELAY IN FILING

**IA No. 71025/2026 - CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS**

**IA No. 71026/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT**

Diary No(s). 11666/2026 (XI-A)

IA No. 82202/2026 - CONDONATION OF DELAY IN FILING

**IA No. 82200/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT**

**IA No. 82199/2026 - PERMISSION TO FILE PETITION (SLP/TP/WP/..)
Diary No(s). 67371/2025 (XI-A)**

IA No. 87743/2026 - CONDONATION OF DELAY IN FILING

**IA No. 87744/2026 - CONDONATION OF DELAY IN REFILING / CURING THE
DEFECTS**

**IA No. 87745/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT**

Date : 24-03-2026 These matters were called on for hearing today.

**CORAM : HON'BLE MR. JUSTICE J.K. MAHESHWARI
HON'BLE MR. JUSTICE ATUL S. CHANDURKAR**

**For Petitioner(s) :Mr. Merusagar Samantaray, AOR
Mr. Anurag Yadav, Adv.
Ms. Tharani Sre S, Adv.
Mr. Kanishk, Adv.**

**Mr. Pitambar Acharya, Adv. Gen.
Ms. Bharti Tyagi, AOR
Ms. Aishwarya Das, Adv.
Ms. Vishakha Raghuram, Adv.
Mr. Vikash Kumar, Adv.**

Mr. Pitambar Acharya, Adv. Gen.
Mr. Tejaswi Kumar Pradhan, AOR

Mr. Purushottam Sharma Tripathi, AOR
Mr. Subhasish Mohanty, AOR

Mr. Nagendra Kasana, AOR
Mr. Ranjit Kumar, Sr. Adv.
Mr. Gaurav Agarwal, Sr. Adv.
Mr. Mahendra Kumar Sahoo, Adv.
Mrs. A Deb Kumar, Adv.
Mrs. A Deepa, Adv.
Mr. Subash Ch Sabat, Adv.
Mrs. Neeta Kasana, Adv.
Mrs. Anjana Kasana, Adv.

For Respondent(s) : Mr. Purushottam Sharma Tripathi, AOR

Mr. Anirudh Sangneria, AOR

Mr. Sounak S Das, Adv.
Mr. Abhijit Bhatnagar, AOR
Mr. Anshul Kumar, Adv.
Mr. Sandeep Saxena, Adv.
Mr. Vinay Kumar Singh, Adv.
Ms. Shailja Sharma, Adv.

Mr. Subhasish Mohanty, AOR

**UPON hearing the counsel the Court made the following
O R D E R**

1. Learned Advocate-General for the State of Odisha submits that there is a distinction in between the cases of Ratnakar Palai and Ratnakar Mohapatra. It is further stated by him that in some of the cases, the grant was made under 2004, 2008 and 2009 schemes but those persons are claiming benefits under the 1994 scheme. Therefore, he contends that these cases are different. A snap shot of matters was produced but the list of those matters separately

has not been produced. List of those matters segregating the subject matter as pointed out to us has not been brought before us. The list so produced is of 128 matters which has no relevance. Learned Adv. Gen. submits that he shall personally supervise and segregate those cases by tomorrow at the first instance. He is at liberty to point that there is distinction in 1994 scheme to the other schemes of 2004, 2008 and 2009 and how the judgment as passed is not justifiable.

2. Per contra, Mr. Ranjit Kumar, learned senior counsel submits that the scheme of 2004 has not been approved by the Legislature. Therefore, the scheme of 1994 is prevailing and benefits ought to be granted under the said scheme. He further submits that in the cases connecting to Ratnakar Mohapatra, about 68 special leave petitions have already been dismissed. He is at liberty to file a compilation in this regard and supply the same to the other side as well as to the Court. However, on segregation of the matter under which the benefit was granted under 2004 scheme but the claim was made in 1994 scheme be heard and decided accordingly.

3. So far as learned counsel appearing in the cases in which the benefit was granted in 2008 and 2009 schemes, they are also at liberty to point out, how the benefit under the said scheme is incorrectly granted and they are entitled to get the benefit under the 1994 scheme. Those cases be also heard separately on supply of

the list by the Adv. Gen. in this regard. We make it clear that the matter may be taken up tomorrow, i.e., 25.03.2026 at the end of the Board. Learned counsel representing the parties must come prepared to make their submissions and also at liberty to file brief note of submissions

4. List on 25.03.2026 at the end of the Board.

(GULSHAN KUMAR ARORA)
DEPUTY REGISTRAR

(NAND KISHOR)
ASSISTANT REGISTRAR